

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
WESTERN DIVISION

**FILED**  
U.S. DISTRICT COURT  
EASTERN DISTRICT ARKANSAS  
FEB 25 2013  
JAMES W. McCORMACK, CLERK  
By: SOW  
DEP CLERK

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

v.

CASE NO.: CV 4:13-cv-93 DPM

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ, LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of  
Arkansas, LLC; SLC Professionals Holdings, LLC; Senior Vantage  
Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer;  
Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital  
Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations  
Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC;  
Capital Finance, LLC; Premier Health and Rehabilitation, LLC;  
North Little Rock Holdings, LLC; Steve Hudgens, in his capacity  
as Administrator of Premier Health and Rehabilitation, LLC; and  
John Doe 1 through 5, Unknown Defendants

DEFENDANTS

**NOTICE OF REMOVAL**

Together the Defendants, Capital SeniorCare Ventures, LLC; SLC Properties, LLC; SLC  
Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC;  
SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC  
Professionals, LLC; SLC Professionals Holdings, LLC; Senior Vantage Point, LLC; ADDIT,  
LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding,  
LLC; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North  
Little Rock Holdings, LLC; and Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC, for their joint Notice of Removal of this action from the Circuit

This case assigned to District Judge Marshall  
and to Magistrate Judge Reay

Court of Pulaski County, Arkansas to the United States District Court for the Eastern District of Arkansas, Fort Smith Division, state:

1. The removed action is currently pending in the Circuit Court of Pulaski County, Arkansas, case number 60CV-13-230 styled *Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson v. Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Finance, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; and Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC; and John Doe 1 through 5, Unknown Defendants* (herein the “Removed Action”).

2. The Complaint was filed on January 14, 2013, and Defendants Premier Health and Rehabilitation, LLC; SLC Professionals, LLC; and Steve Hudgens—the first Defendants served—received the Complaint on January 31, 2013. Accordingly, the notice of removal is timely filed. 28 U.S.C. § 1446(b)(1).

3. All of the Defendants except Column Guaranteed LLC, join in this Notice of Removal, and these Defendants have obtained the consent of Column Guaranteed LLC to removal of this action, attached to this Notice as Exhibit B. 28 U.S.C. § 1446(b)(2)(A).

4. This Court has original jurisdiction of the Plaintiff's state-law civil conspiracy claim, which necessarily raises a stated federal issue. 28 U.S.C. § 1331; *Grable & Sons Metal Prods., Inc. v. Darue Engineering & Mfg.*, 545 U.S. 308, 312 (2005); *Gaming Corp. of America v. Dorsey & Whitney*, 88 F.3d 536, 550-51 (8th Cir. 1996). This Court has supplemental jurisdiction of the Plaintiff's remaining claims under 28 U.S.C. § 1367(a). For these reasons and those more fully articulated in the Defendants' concurrently filed Memorandum of Law in Support of Notice of Removal, the case is removable under 28 U.S.C. § 1441(a).

5. Removal is appropriate in this Court because the action is pending in the Circuit Court of Pulaski County, Arkansas. 28 U.S.C. §§ 1441(a), 1446(a).

6. Attached to this Notice of Removal is "Exhibit A," which includes a copy of all state-court process, pleadings, and orders that have been filed in the removed action in accordance with 28 U.S.C. § 1446(a).

7. A copy of this Notice of Removal is being filed concurrently in the removed action in the Circuit Court of Pulaski County, Arkansas. 28 U.S.C. § 1446(d).

WHEREFORE, these Defendants hereby give their Notice of Removal of the removed action to this Court and respectfully request that this Court grant the Defendants all just and proper relief.

Respectfully Submitted,

By: 

Mark W. Dossett, AR 95174  
KUTAK ROCK LLP  
234 East Millsap Road, Suite 400  
Fayetteville, AR 72703-4099  
Telephone: (479) 973-4200  
Facsimile: (479) 973-0007  
Mark.Dossett@KutakRock.com

**ATTORNEYS FOR DEFENDANTS**

Capital SeniorCare Ventures, LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC; SLC Professionals Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; and Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC

**CERTIFICATE OF SERVICE**

I hereby certify that I served this Notice of Removal by mailing it on this 22nd day of February, 2013 to:

Ms. Melody H. Piazza  
Ms. Deborah T. Riordan  
**Wilkes & McHugh, P.A.**  
One Information Way, Suite 300  
Little Rock, AR 72202

Mr. Michael N. Shannon  
Mr. Joseph W. Price, II  
Ms. Jennifer Wethington Merritt  
**Quaddlebaum, Grooms, Tull & Burrow PLLC**  
111 Center Street  
Little Rock, AR 72201

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Mark W. Dossett

ELECTRONICALLY FILED  
2013 Jan 14 15:21:23  
60CV-13-230

Multiple claims. If a complaint asserts multiple claims which involve different subject matter divisions of the circuit court, the cover sheet for that division which is most definitive of the nature of the case should be selected and completed.

**COVER SHEET  
STATE OF ARKANSAS  
CIRCUIT COURT: CIVIL**

The civil reporting form and the information contained herein shall not be admissible as evidence in any court proceeding or replace or supplement the filing and service of pleadings, orders, or other papers as required by law or Supreme Court Rule. This form is required pursuant to Administrative Order Number 8. Instructions are located on the back of the form.

**FILING INFORMATION**

County: **PULASKI**  
Judge:

District:  
Division:

Docket Number:  
Filing Date:

Plaintiff:  
**Cindy Cough, as Personal Representative of the Estate of  
Joyce Lee Vinson, deceased, and on behalf of the wrongful  
death beneficiaries of Joyce Lee Vinson**

Defendants:  
**Capital SeniorCare Ventures, LLC, et al.**

Attorney Providing Information:

☒ Plaintiff ☐ Defendant ☐ Intervenor

Litigant, if *Pro Se*:

Address and Phone Number:

**Melody H. Piazza  
Deborah T. Riordan  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Tel: (501) 371-9903; Fax: (501) 371-9905**

Related Case(s): Judge \_\_\_\_\_

Case Number(s) \_\_\_\_\_

**Type of Case:**

**Torts**

- ☐ (NM) Negligence: Motor Vehicle  
☐ (NO) Negligence: Other  
☐ (BF) Bad Faith  
☐ (FR) Fraud  
☐ (MP) Malpractice  
☐ (PL) Products Liability  
☒ (OD) Other Nursing Home Negligence

**Contracts**

- ☐ (IS) Insurance  
☐ (DO) Debt: Open Account  
☐ (PN) Debt: Promissory Note  
☐ (EM) Employment  
☐ (OC) Other \_\_\_\_\_

**Equity**

- ☐ (FC) Foreclosure  
☐ (QT) Quiet Title  
☐ (IJ) Injunction  
☐ (PT) Partition  
☐ (OT) Other \_\_\_\_\_

**Miscellaneous**

- ☐ (CD) Condemnation  
☐ (RE) Replevin  
☐ (DJ) Declaratory Judgment  
☐ (UD) Unlawful Detainer  
☐ (IN) Incorporation  
☐ (EL) Election  
☐ (FJ) Foreign Judgment  
☐ (WT) Writs  
☐ (AA) Administrative Appeal  
☐ (CF) Property Forfeiture  
☐ (OM) Other \_\_\_\_\_

Jury Trial Requested: ☒ Yes ☐ No

Manner of Filing:

☒ Original ☐ Re-open ☐ Transfer  
☐ Return from Federal/Bankruptcy Court

**DISPOSITION INFORMATION**

Disposition Date: \_\_\_\_\_

☐ Bench Trial

☐ Non Trial

☐ Jury Trial

**Judgment Type:**

- ☐ (DJ) Default Judgment  
☐ (SJ) Summary Judgment  
☐ (CJ) Consent Judgment  
☐ (TJ) Trial Judgment  
☐ (OJ) Other Judgment  
☐ (PG) Petition Granted  
☐ (PD) Petition Denied  
☐ (DF) Decree of Foreclosure

**Dismissal Type:**

- ☐ (DW) Dismissed with Prejudice  
☐ (DN) Dismissed without Prejudice

**Other:**

- ☐ (TR) Transferred to Another Jurisdiction  
☐ (RB) Removed to Bankruptcy Court  
☐ (RF) Removed to Federal Court  
☐ (AR) Arbitration

Judgment For:

☐ Plaintiff ☐ Defendant ☐ Both

Judgment Amount: \$ \_\_\_\_\_

Clerk's Signature

AOC 23 10-01  
625 Marshall Street  
Little Rock, AR 72201

Date

**EXHIBIT**

**A**

Send 1 paper or electronic copy to AOC upon filing.  
Send 1 paper or electronic copy to AOC upon disposition.  
Keep original in court file.

ELECTRONICALLY FILED  
2013-Jan-14 15:21:23  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
\_\_\_\_\_  
DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. \_\_\_\_\_

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**COMPLAINT**

1. Defendant Capital SeniorCare Ventures, LLC is a Delaware limited liability company that was organized on October 18, 2006, as a subsidiary of Capital Funding Group, Inc. Effective July 1, 2009, Defendant Capital SeniorCare Ventures, LLC purchased from Beverly Enterprises-Arkansas, Inc. and affiliates of Beverly Enterprises-Arkansas, Inc., the real property and certain tangible and intangible personal property for 12 skilled nursing facilities pursuant to an Agreement for Sale of Nursing Home Properties dated September 22, 2008, as later amended and restated. Included among the 12 nursing facilities in the sale was the facility located at 3600 Richards Road, North Little Rock, Arkansas, then known as Golden LivingCenter – North Little Rock. In

conjunction with the sale to Capital SeniorCare Ventures, LLC, the individual operating affiliates of Beverly Enterprises-Arkansas, Inc. entered into separate Operations Transfer Agreements for the transfer of the operating contracts and ongoing operations of the 12 facilities. Capital SeniorCare Ventures obtained HUD financing in the original principal amount of \$61,021,300.00 for the purchase of the facilities. It then, through 12 single purpose entities, collectively leased the facility properties to SLC Properties, LLC, a Delaware limited liability company, pursuant to a Master Lease and Security Agreement, with an initial annual minimum rent of \$7,000,000. CSCV Arkansas Realty, LLC, a subsidiary of Capital Funding Group and the sole member of each of the 12 single purpose landlord entities, signed the Master Lease and Security Agreement on the Landlord's behalf. The agent for service of process for Defendant Capital SeniorCare Ventures, LLC is HIQ Corporate Services, Inc., 3500 South Dupont Highway, Dover, Delaware 19901.

2. Defendant Column Guaranteed LLC is a Delaware limited liability company that provided the HUD financing for Capital SeniorCare Ventures, LLC's purchase of the Beverly Enterprises-Arkansas, Inc. facilities, including the facility located at 3600 Richards Road, North Little Rock, Arkansas, then known as Golden Living Center – North Little Rock. Defendant Column Guaranteed, LLC is defined as the "Senior Lender" under the Master Lease and Security Agreement. Pursuant to the Master Lease and Security Agreement, Column Guaranteed LLC exercised consistent oversight of the acquired facilities in the form of weekly and monthly reporting and monitoring of documents such as financial reports, budgets, licenses, surveys, inspections, and notices of violations of state, federal, and local regulations. The agent



for service of process on Defendant Column Guaranteed LLC is Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

3. Defendant SLC Properties, LLC, Tenant under the Master Lease and Security Agreement, is a Delaware limited liability company that was organized on October 20, 2008. During all relevant times hereto, Jerry Kemper served as the sole Manager of Defendant SLC Properties, LLC. Defendant SLC Properties, LLC is wholly owned by Defendant SLC Property Holdings, LLC, a Delaware limited liability company also organized on October 20, 2008. 100% of the membership interests in Defendant SLC Property Holdings, LLC was owned by SLC Property Investors, LLC, a Delaware limited liability company organized on October 20, 2008. Until September 1, 2011, SLC Property Investors, LLC, was jointly owned by Defendants EOR-ARK, LLC, a Delaware limited liability company organized on October 14, 2008, and VAJ LLC, an Indiana limited liability company organized on December 3, 2008. Effective September 1, 2011, all of the membership interest in SLC Property Investors, LLC was transferred to Arkansas SNF Operations Acquisitions, LLC, a Delaware limited liability company. The agent for service of process for SLC Properties, LLC is Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808. The agent for service of process for Defendant SLC Property Holdings, LLC is Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

4. From July 1, 2009 until August 31, 2011, several layers of intertwined, wholly-owned entities operating under the common name of "SLC," or Senior Living Communities, leased and/or operated the long term care facilities Capital SeniorCare Ventures, LLC acquired from Beverly Enterprises-Arkansas, Inc., including the facility

located at 3600 Richards Road, North Little Rock, Arkansas, formerly known as Golden LivingCenter – North Little Rock, and changed effective July 1, 2009 to Premier Health and Rehabilitation, LLC. Defendant EOR-Ark, LLC and Defendant VAJ LLC constituted the top tier of the layers of SLC entities, ultimately owning and controlling each facility. 100% of the membership interests of Defendant EOR-Ark, LLC are owned by William and Pamela Smith. 100% of the membership interests of VAJ LLC are owned by Jerry Kemper. Defendant EOR-ARK, LLC may be served by or through its registered agent, Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, DE 19808. Defendant VAJ LLC may be served by or through its registered agent, Corporation Service Company, 251 East Ohio Street, Suite 500, Indianapolis, Indiana 46204.

5. On July 1, 2009, Defendant SLC Properties, LLC, as Sublandlord, subleased the property for the 12 SLC-operated facilities, including the facility located at 3600 Richards Road, North Little Rock, Arkansas, to Defendant SLC Operations Master Tenant, LLC, a Delaware limited liability company, as Subtenant, pursuant to a Master Sublease Agreement dated June 30, 2009.

6. That same date, Defendant SLC Operations Master Tenant, LLC subleased the 12 properties to the 12 operator holding companies which held the licenses to operate the long term care facilities pursuant to separate Sub-Sublease Agreements by and between Defendant SLC Operations Master Tenant, LLC, as Sublandlord, and the individual operator holding companies, as Subtenants. In this case, the relevant operator holding company was Defendant Premier Health and Rehabilitation, LLC. Until September 1, 2011, Jerry Kemper was the sole Manager of

Defendant SLC Operations Master Tenant, LLC and was also the sole Manager of the 12 Subtenants. The agent for service of process for Defendant SLC Operations Master Tenant, LLC is Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

7. Until September 1, 2011, Defendant SLC Operations Holdings, LLC, a Delaware limited liability company, owned 100% of the membership interests in Defendant SLC Operations Master Tenant, LLC. Defendant Senior Living Communities of Arkansas, LLC, a Delaware limited liability company, which is not currently in good standing to do business in the State of Arkansas, but did business in Arkansas during the relevant time periods, owns 100% of the limited liability company membership interests in Defendant SLC Operations Holdings, LLC. The agent for service of process for Defendant SLC Operations Holdings, LLC is Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808. Defendant Senior Living Communities of Arkansas, LLC's registered agent for service of process is Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

8. At all times relevant hereto, Defendant SLC Professionals Holdings, LLC, a Delaware limited liability company, owned 100% of the limited liability company membership interests in Defendant SLC Professionals of Arkansas, LLC, n/k/a SLC Professionals, LLC. Until September 1, 2011, Defendant SLC Professionals Holdings, LLC was owned 90% by EOR-Ark, LLC and 10% by VAJ LLC. On September 1, 2011, 100% of the membership interest in SLC Professionals Holdings, LLC was acquired by Arkansas SNF Operations Acquisition, LLC pursuant to a Membership Interests Purchase Agreement. The agent for service of process for Defendant SLC

Professionals Holdings, LLC is Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

9. Defendant SLC Professionals, LLC, formerly known as SLC Professionals of Arkansas, LLC, is an Arkansas limited liability company that was organized on December 11, 2008. On July 1, 2009, Defendant SLC Professionals of Arkansas, LLC entered into individual Professional Service Agreements with the SLC-operated facilities, including Premier Health and Rehabilitation, LLC, to provide certain specialized health care and consulting services at the facilities, including operations, quality assurance, dietary services, reimbursement, business office services, marketing and business development, and physical plant maintenance. Pursuant to the 2009 Professional Service Agreements, the facilities provided healthcare information to Defendant SLC Professionals of Arkansas, LLC, including factors critical to the well-being of residents such as skin audits, weight loss and other quality of care indicators. In consideration for the consultant services, the facilities paid a consultant fee to Defendant SLC Professionals of Arkansas, LLC. The initial fee for this service paid by Defendant Premier Health and Rehabilitation, LLC, for example, was \$11,750.00 per month. The initial term of the 2009 Professional Service Agreement was 5 years.

10. On January 1, 2011, Defendant SLC Professionals of Arkansas, LLC entered into new, individual Professional Service Agreements with the SLC-operated facilities to provide certain specialized health care and consulting services at the facilities, including operations, quality assurance, dietary services, reimbursement, business office services, marketing and business development, and physical plant maintenance. Pursuant to the 2011 Professional Service Agreements, the facilities

provided healthcare information to Defendant SLC Professionals of Arkansas, LLC, including factors critical to the well-being of residents such as skin audits, weight loss and other quality of care indicators. In consideration for the consultant services, the facilities paid a consultant fee to Defendant SLC Professionals of Arkansas, LLC. The initial fee paid by Defendant Premier Health and Rehabilitation, LLC, pursuant to the 2011 Professional Services Agreement was \$15,468.00 per month. The initial term of the 2011 Professional Service Agreement was one year.

11. As the President of Defendant SLC Professionals of Arkansas, LLC, David Merrell ("Merrell") oversaw the operations and reviewed the budgets for the long-term care facilities in Arkansas. David Merrell has previously testified that his job duties included helping the facilities "accomplish what they needed to do day to day to run their buildings." During times relevant hereto, Defendant SLC Professionals of Arkansas, LLC hired and employed two Regional Vice Presidents, who were responsible for hiring and supervising Directors of Nursing ("DONs") and Administrators to manage each of the SLC facilities, including Premier Health and Rehabilitation, LLC. During times relevant hereto, the Regional Vice Presidents assisted the DONs and Administrators with education and training of staff at the facilities and were present at the facilities on a weekly basis. They held weekly conference calls with the administrators of the facilities and tracked spending at the facilities online, checking in with the administrator when numbers looked out of line. They also spoke with family members in situations where the family was not satisfied with the Administrator's resolution of issues with care or treatment.

12. During times relevant hereto, Merrell was the supervisor of the Regional Vice Presidents and spoke with them on a daily basis about various operational issues. David Merrell also participated in the hiring of DONs and Administrators for each facility. Merrell met with the Administrators at each facility and trained them as to their duties. During times relevant hereto, Defendant SLC Professionals of Arkansas, LLC charged the facility Administrators with the duty of monitoring the operating budgets they were given and staying within that budget. Merrell hired the consulting staff and other staff to facilitate Defendant SLC Professionals of Arkansas, LLC's involvement in operation of the facilities. During times relevant hereto, staff at Defendant SLC Professionals of Arkansas, LLC included four quality assurance ("QA") nurses, who were hired to ensure all policies and procedures, as well as state and federal guidelines for operation and care and treatment of residents, were implemented. Defendant SLC Professionals of Arkansas, LLC's QA nurses also were charged with making sure the DONs were properly trained. In their responsibility to oversee and ensure quality of care of residents, the QA nurses conducted internal inspections, toured the facilities, and reviewed charts and state surveys. The QA nurses reported to the Administrator and DON if they found any areas that needed to be addressed at a facility. They also reported to the Regional Vice Presidents.

13. During times relevant hereto, David Merrell reviewed the state surveys, citing deficiencies in care at the facility, regarding any specific or recurring problems at a facility. The Regional Vice Presidents, who were notified when surveys were in progress and were consulted by the facility regarding the plan of correction that resulted, would give David Merrell notice of the surveys, depending on the severity of

the deficiencies in care cited by the State. Mr. Merrell would involve the QA nurses in the plans of correction for the facility, which were mandatory to bring a facility cited for deficiencies into compliance with the law.

14. Defendant SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC continues to provide consulting services to the facilities formerly operated by SLC. However, the membership interests of Defendant SLC Professionals Holdings, LLC were sold to Defendant Arkansas SNF Operations Acquisition, LLC on September 1, 2011, pursuant to a Membership Interests Purchase Agreement, at which point the name of SLC Professionals of Arkansas, LLC was changed to SLC Professionals, LLC. David Merrill is no longer the President of Defendant SLC Professionals of Arkansas, LLC. Daniel S. Baird and Brian K. Reynolds are currently the two managers of Defendant SLC Professionals, LLC. The agent for service of process for Defendant SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC is HIQ Corporate Services, Inc., 300 South Spring Street, Suite 900, Little Rock, Arkansas 72201.

15. Defendant Senior Vantage Point, LLC is an Indiana limited liability company organized on September 18, 2008. On July 1, 2009, Defendant Senior Vantage Point, LLC entered into identical Executive Service Agreements with each of the SLC facilities, including Premier Health and Rehabilitation, LLC. Jerry Kemper signed each of the agreements on behalf of both Defendant Senior Vantage Point, LLC and the facilities.

16. The Executive Service Agreements required Defendant Senior Vantage Point, LLC to provide human resources, purchasing and other business support services to the facilities. In addition, Defendant Senior Vantage Point, LLC was

obligated to advise the facilities on insurance risk management matters, process insurance claims, and assist in the administration of the facilities' company compliance program. Under the same agreements, the facilities were obligated to timely provide all information and supporting services reasonably required by Defendant Senior Vantage Point, LLC to perform its duties. In consideration for these consultant services, the facilities paid a consultant fee to Defendant Senior Vantage Point, LLC. The initial fee for this service paid by Defendant Premier Health and Rehabilitation, LLC was \$11,510.00 per month. The initial term of the Executive Service Agreements was five years.

17. Cost reports filed with the Arkansas Office of Long Term Care reflect that the majority ownership interest in Senior Vantage Point, LLC was controlled by Jerry Kemper, who also served as its initial Chief Financial Officer, and William Smith. Cost reports filed with the Arkansas Office of Long Term Care further designate Senior Vantage Point, LLC as the "home office" of Premier Health and Rehabilitation, LLC during the relevant period.

18. Defendant Senior Vantage Point, LLC had access to and shared the same computer system set up for operation of all of the SLC facilities. This system was used by Defendant SLC Professionals of Arkansas, LLC for tracking patient census data and other information vital to operating the facilities. According to Chief Financial Officer Jerry Kemper, Defendant Senior Vantage Point, LLC provided general oversight to the entire organization of affiliated companies owned by Jerry Kemper and William Smith during the relevant period. In 2010, the operations of Defendant Senior Vantage Point, LLC were taken over by ADDIT, LLC. Senior Vantage Point, LLC remains an active



limited liability company in Indiana, the state of its organization. The agent for service of process for Defendant Senior Vantage Point, LLC is Corporation Service Company, 251 East Ohio Street, Suite 500, Indianapolis, Indiana 46204.

19. Defendant ADDIT, LLC is an Indiana limited liability company that was organized on August 14, 2008. Its principal office is located at 9785 Crosspoint Boulevard, Suite 110, Indianapolis, Indiana. At the time of its formation, Defendant ADDIT, LLC was 100% owned by William Smith. Defendant ADDIT, LLC originally provided only financial services and back office support to long term care facilities. In 2010, Defendant Senior Vantage Point, LLC's operations merged with and into Defendant ADDIT, LLC. Following the 2010 merger, the services that Defendant Senior Vantage Point, LLC had provided to the SLC facilities, including Premier Health and Rehabilitation, LLC, were provided by Defendant ADDIT, LLC. Upon the Senior Vantage Point, LLC and ADDIT, LLC merger, Jerry Kemper became employed with Defendant ADDIT, LLC as the general Manager and performed the same function for the facilities that he performed on behalf of Defendant Senior Vantage Point, LLC.

20. On January 1, 2011, ADDIT, LLC entered into an Accounting and Support Services Agreement with each of the SLC facilities, including Premier Health and Rehabilitation, LLC, whereby ADDIT, LLC agreed to provide certain information systems, accounting, bookkeeping, and support services for the facilities. In addition, ADDIT, LLC agreed to provide human resources, insurance risk management, and company compliance program services to the facilities. The initial term of the Accounting and Support Services Agreement was to be 5 years. Pursuant to the 2011 Accounting and Support Services Agreement with Premier Health and Rehabilitation,

LLC, Premier Health and Rehabilitation, LLC was to pay ADDIT, LLC a monthly consulting fee in the amount of \$14,554.00. The agent for service of process for Defendant ADDIT, LLC is HIQ Corporate Services, Inc., 5217 Palisade Court, First Floor, Indianapolis, Indiana 46237.

21. Defendant Quality Review, LLC is an Indiana limited liability company that was organized on October 30, 2009. At the time of its formation, Defendant Quality Review, LLC was 100% owned by William Smith. According to William Smith, Defendant Quality Review, LLC was created to oversee the clinical side of the facilities' operations. On January 1, 2010, Defendant Quality Review, LLC entered into a Quality Assurance Consultant Agreement with each of the SLC-operated facilities, including Premier Health and Rehabilitation, LLC, whereby it agreed to provide "quality assurance consultation" to each facility. As a result, Defendant Quality Review, LLC took over the nurse consulting services Defendant SLC Professionals of Arkansas, LLC previously provided to the facilities. The four quality assurance nurses originally employed by Defendant SLC Professionals of Arkansas, LLC became employed by Defendant Quality Review, LLC. In addition, Defendant Quality Review, LLC created the policies and procedures for nursing and caretaking at the SLC facilities in Arkansas, including Premier Health and Rehabilitation, LLC.

22. Pursuant to the Quality Assurance Consultant Agreement, it was the job of the Defendant Quality Review nurse consultants to oversee the nursing practice at the facilities and to make sure the facilities consistently applied the federal and state guidelines. During times relevant hereto, Defendant Quality Review's nurse consultants also performed nursing audits of the facilities, including Premier Health and

Rehabilitation, LLC, to make sure all the guidelines were being followed. During times relevant hereto, the President of Defendant Quality Review traveled to the facilities often, and she reported directly to Jerry Kemper.

23. During times relevant hereto, William Smith, the sole owner of Defendant Quality Review, LLC, personally visited the facilities twice a month. In addition, he held monthly meetings with the administrators and directors of nursing of the facilities to cover such items as new policies and procedures, financials, marketing, census, and survey issues. He also met with the administrators in person, by phone, and he corresponded with them by email, on such matters as census and financial statements.

24. Through Defendant Quality Review, LLC's oversight and control, during times relevant hereto, William Smith requested and received facility census, budgeting and marketing information on a daily basis. During times relevant hereto, William Smith was involved in assisting facilities cited for deficient care by the State of Arkansas with getting back into compliance. Further, William Smith has acknowledged that he was the one with the authority to direct the facilities to stop accepting new admissions if Medicare and Medicaid stopped paying for new admissions based on bad surveys. The agent for service of process for Defendant Quality Review, LLC is Corporation Service Company, 251 East Ohio Street, Suite 500, Indianapolis, Indiana 46204.

25. In the spring of 2011, William Smith and Jerry Kemper began a discussion with Capital Funding Group, who owned the physical properties of 12 of the 16 long term care facilities that the SLC group leased and operated in Arkansas, to turn the leases back from the SLC group to Capital Funding Group. At the initial meeting to discuss the transfer of the leases, William Smith, Jerry Kemper, and David Merrill were

present on behalf of the SLC group. Defendant John W. Dwyer and Brian Reynolds were the primary principals present on behalf of Capital Funding Group. Daniel Baird of the Capital Funding Group was also present. Alan Zucarri, of Hamilton Insurance Agency, and a partner of Defendant Dwyer in the transfer from SLC to Arkansas SNF Operations Acquisition, LLC, was also present.

26. Defendant John W. Dwyer is a resident of the state of Maryland. In March 1993, Defendant John W. Dwyer founded Capital Funding Group, Inc., a named defendant herein. During all times relevant to this suit, Defendant John W. Dwyer was the chairman, founding shareholder and senior underwriter of both the large mortgage banking firm Capital Finance Bancorp, Inc., specializing in originating and servicing FHA-insured construction and permanent loans for nursing homes, hospitals, assisted living, board and care facilities and other income properties, and CFG Community Bank, a full-service commercial bank. CFG Community Bank is the parent company of Capital Funding, LLC and Capital Finance, LLC, both of whom are named defendants herein. Further, CFG Community Bank is an affiliate of Capital SeniorCare Ventures, LLC, a named defendant herein. Defendant John W. Dwyer holds a 100% ownership or controlling interest of an Electing Small Business Trust (ESBT) known as The John W. Dwyer 2011 ESBT. The John W. Dwyer ESBT holds a 100% ownership or controlling interest in Capital Funding Group. During all times relevant hereto, two entities operated under the trade name "Capital Funding Group": 1) Defendant Capital Funding Group, Inc. and 2) Defendant Capital Funding, LLC d/b/a Capital Funding Group. Defendant John W. Dwyer may be served at his last known address.

27. On July 28, 2011, EOR-ARK, LLC, VAJ LLC, Defendant SLC Operations Holdings, LLC, Defendant Senior Living Communities of Arkansas, LLC, 13 SLC operating entities collectively called the "Operator Holding Companies," William Smith, Pamela Smith, and Jerry Kemper, as "Sellers," entered into a Membership Interests Purchase Agreement with Defendant Arkansas SNF Operations Acquisition, LLC, as the "Purchaser," whereby Defendant Arkansas SNF Operations Acquisition, LLC agreed to purchase 100% of Sellers' equity and ownership interests in Defendant SLC Professionals Holdings, LLC, Dumas Holdings, LLC, SLC Property Investors, LLC, SLC Property Holdings, LLC, SLC Properties, LLC, Defendant SLC Operations Master Tenant, LLC, Glenwood Health & Rehabilitation, LLC, the Operator Holding Companies, Stonegate Villa Health & Rehabilitation, LLC, Hot Springs Health & Rehabilitation, LLC, Clarksville Community Health & Rehabilitation, LLC, and Dumas Acquisition, LLC, which made up the SLC group leasing and operating 16 long term care facilities in Arkansas, for an aggregate purchase price of \$3,350,000. The closing date for the sale evidenced by the Membership Interests Purchase Agreement was September 1, 2011.

28. Defendant Capital Funding Group, Inc. is a Maryland corporation with its principal office located at 1422 Clarkview Rd., Baltimore, Maryland 21209. Defendant Capital Funding Group, Inc. is a mortgage banking firm that holds itself out as the leading provider of HUD/ FHA insured loans for healthcare. The services the company provides include permanent, acquisition and construction financing. Upon information and belief, Defendant Capital Funding Group, Inc., itself, or by or through its affiliates, including Defendant Capital Funding, LLC, provided the financing for Defendant Arkansas SNF Operations Acquisition, LLC's September 1, 2011, purchase of the 16

SLC-operated long term care facilities. Pursuant to the terms of the Membership Interests Purchase Agreement, Defendant Capital Funding Group, Inc. agreed to guarantee \$2,000,000 in promissory notes delivered by Defendant Arkansas SNF Operations Acquisition, LLC in connection with the purchase. The agent for service of process on Defendant Capital Funding Group, Inc. is HIQ Maryland Corporation, 715 St. Paul Street, Baltimore, Maryland 21202.

29. Defendant Capital Funding, LLC d/b/a Capital Funding Group is a Maryland limited liability company that was organized April 7, 2009, as a subsidiary of CFG Community Bank. Its principal office is located at 1422 Clarkview Rd., Baltimore, Maryland 21209. Defendant Capital Funding, LLC is a mortgage banking firm specializing and focusing solely on HUD loans made to the healthcare sector. During all relevant times hereto, Defendant Capital Funding, LLC provided permanent, acquisition and construction financing in the healthcare sector. Upon information and belief, Defendant Capital Funding, LLC, helped facilitate the September 1, 2011, purchase by Defendant Arkansas SNF Operations Acquisition, LLC of the 16 SLC operated long term care facilities in Arkansas. The agent for service of process on Defendant Capital Funding, LLC is HIQ Maryland Corporation, 715 St. Paul Street, Baltimore, Maryland 21202.

30. Capital Funding Group holds a ninety percent (90%) membership interest in CSCV Holdings, LLC, a named defendant herein. Defendant CSCV Holdings, LLC is a Maryland limited liability company organized on July 15, 2011. Defendant CSCV Holdings, LLC's principal office is located at 1422 Clarkview Road, Baltimore, Maryland 21209. Brian Reynolds holds the remaining ten percent (10%) membership interest in

Defendant CSCV Holdings, LLC. During all times relevant hereto, Brian Reynolds, a resident of Maryland, has been the Managing Director of Long Term Care at Defendant Capital Funding, LLC. In addition to overseeing long term care business development for Defendant Capital Funding, LLC, during all relevant times hereto, Mr. Reynolds has overseen the skilled nursing equity investments through Capital SeniorCare Ventures, LLC, a named defendant herein. The agent for service of process on Defendant CSCV Holdings, LLC is HIQ Maryland Corporation, 715 St. Paul Street, Baltimore, Maryland 21202.

31. Defendant CSCV Holdings, LLC holds a 51% Interest of Arkansas SNF Operations Acquisition, LLC, a named defendant herein. Defendant Arkansas SNF Operations Acquisition, LLC is a Delaware limited liability company organized on June 15, 2011. Defendant Arkansas SNF Operations Acquisition, LLC's principal office is located at 1422 Clarkview Road, Baltimore, Maryland, 21209. The agent for service of process on Defendant Arkansas SNF Operations Acquisition, LLC is HIQ Maryland Corporation, 3500 Dupont Highway, Dover, Delaware 19901.

32. The remaining 49% ownership in Defendant Arkansas SNF Operations Acquisition, LLC is owned and/or controlled by Arkansas Nursing Home Acquisition, LLC, a named defendant herein. Defendant Arkansas Nursing Home Acquisition, LLC is a Virginia limited liability company organized on July 22, 2011. Defendant Arkansas Nursing Home Acquisition, LLC's principal office is located at 4100 Monument Corner Drive, Suite 500, Fairfax, Virginia 22030. Defendant Arkansas Nursing Home Acquisition, LLC is one hundred percent (100%) owned and/or controlled by Alan Zuccari, the President and CEO of Hamilton Insurance Agency, a fictitious name for

Alan J. Zuccari, Inc. The agent for service of process on Defendant Arkansas Nursing Home Acquisition, LLC is Gentry Locke Rakes & Moore LLP, 10 Franklin Road, SE, Suite 800 SunTrust Plaza, P.O. Box 40013, Roanoke, Virginia 24022-0013.

33. Defendant Capital Finance, LLC is a Maryland limited liability company organized on October 4, 2005 as a subsidiary of CFG Community Bank. Its principal office is located at 1422 Clarkview Rd., Baltimore, Maryland 21209. During all times relevant hereto, Defendant Capital Finance, LLC provided accounts receivable-based financing to skilled nursing facilities, including Defendant Premier Health and Rehabilitation, LLC, through revolving lines of credit secured by Medicare, Medicaid and Managed Care accounts receivable. At all relevant times herein, moneys from the operation of Defendant Premier Health and Rehabilitation, LLC were swept into an account owned by Defendant Capital Finance, LLC as collateral for the working capital loan that Defendant Capital Finance, LLC provided. The agent for service of process on Defendant Capital Finance, LLC is HIQ Maryland Corporation, HIQ Corporate Services, Inc., 715 St. Paul Street, Baltimore, Maryland 21202.

34. Since Arkansas SNF Operations Acquisition, LLC's acquisition of the SLC facilities on September 1, 2011, the quality assurance nurses formerly employed by Defendant Quality Review, LLC, have continued to perform the same services as employees of Defendant SLC Professionals of Arkansas, LLC, pursuant to a Continuing Consulting Agreement with the new ownership.

35. Defendant Premier Health and Rehabilitation, LLC is a domestic limited liability company that was organized on December 8, 2008. During all times relevant hereto, Defendant Premier Health and Rehabilitation, LLC has held the license for a



nursing facility located at 3600 Richards Road, North Little Rock, Pulaski County, Arkansas 72117. The Premier Health and Rehabilitation facility was one of the facilities purchased by Capital SeniorCare Ventures, LLC from Beverly Enterprises-Arkansas, Inc. The facility was leased by the single purpose landlord entity 3600 Richards Road, LLC, an Arkansas limited liability company, to SLC Properties, LLC, and, until September 1, 2011, was operated by Premier Health and Rehabilitation, LLC and the SLC entities named herein.

36. On September 1, 2011, Defendant Arkansas SNF Operations Acquisition, LLC acquired 100% of the membership interests in Defendant Premier Health and Rehabilitation, LLC, pursuant to a Membership Interest Purchase Agreement/ Change of Ownership. That same date, Defendant Arkansas SNF Operations Acquisition, LLC entered into an Amended and Restated Limited Liability Company Operating Agreement, whereby Defendant Premier Health and Rehabilitation, LLC's principal place of business was changed to 1422 Clarkview Road, Baltimore, Maryland 21209. Pursuant to the Amended and Restated Operating Agreement, Defendant Premier Health and Rehabilitation, LLC is organized solely to sublease and operate the skilled nursing facility located at 3600 Richards Road, North Little Rock, Pulaski County, Arkansas 72117, commonly known as Premier Health and Rehabilitation.

37. The September 1, 2011, Amended and Restated Operating Agreement provides that Defendant John W. Dwyer, on behalf of Defendant Arkansas SNF Operations Acquisition, LLC, has the sole authority to appoint the managers of Defendant Premier Health and Rehabilitation, LLC, who, initially, are Daniel S. Baird and Brian K. Reynolds. Further, Defendant John W. Dwyer retains authority to remove

or replace the managers "at any time for any reason." Although the managers are given authority to bind and act on behalf of Defendant Premier Health and Rehabilitation, LLC in the ordinary course of business, the managers may not, without the express written approval of Defendant John W. Dwyer, sell, transfer, acquire, finance, or encumber any interest in the facility, take any action that causes the Company to exceed a budgeted expense by more than 5%, cause the Company to incur any debt or other obligation, make any loans, file a petition for bankruptcy, admit a new member, require additional capital contributions, merge or consolidate the Company, or pledge any membership interest of a member. The agent for service of process for Defendant Premier Health and Rehabilitation, LLC, is Corporation Service Company, 300 Spring Building, Suite 900, 300 South Spring Street, Little Rock, Arkansas 72201.

38. At times relevant hereto, Defendant North Little Rock Holdings, LLC was the 100% owner of Premier Health and Rehabilitation, LLC. North Little Rock Holdings, LLC is a foreign limited liability company that at times material to this lawsuit owned, operated, managed, controlled and/or provided services to Premier Health and Rehabilitation, LLC. The causes of action made the basis of this suit arose out of Defendant North Little Rock Holdings, LLC's ownership, operation, management, control and/or services provided for Premier Health and Rehabilitation, LLC during the residency of Joyce Lee Vinson. The agent for service of process for Defendant North Little Rock Holdings, LLC is Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808.

39. Upon information and belief, Defendant Steve Hudgens, a resident of the State of Arkansas, was an Administrator of Premier Health and Rehabilitation, LLC at times during the residency of Joyce Lee Vinson. Defendant Steve Hudgens may be served at his current address.

40. Defendants John Doe 1 through 5 are entities and/or persons, either providing care and services to Joyce Lee Vinson, or directly or vicariously liable for the injuries of Joyce Lee Vinson. Plaintiff is currently unable to identify these Unknown Defendants, despite diligent efforts, but may discover such identities upon further investigation. Said Defendants are named insofar as their acts and/or omissions were negligent, tortious or otherwise wrongful with respect to the care, treatment and services provided to or withheld from Joyce Lee Vinson during her residency at Defendants' facility.

41. Joyce Lee Vinson was admitted on June 19, 2009, as a resident of Golden LivingCenter – North Little Rock n/k/a Defendant Premier Health and Rehabilitation, LLC. Except for times when she was hospitalized, Joyce Lee Vinson remained a resident of the facility until December 9, 2011, when she was transferred to Baptist Health Medical Center – North Little Rock. Joyce Lee Vinson died on December 16, 2011.

42. That part of the residency of Joyce Lee Vinson which is the subject of this Complaint is the residency of Joyce Lee Vinson during the ownership, operation and/or management of the facility by Nursing Home Defendants, from July 1, 2009 through December 9, 2011.

43. Cindy Clough, a daughter of Joyce Lee Vinson, and a resident of Lonoke, Arkansas, is the Personal Representative of the of the Estate of Joyce Lee Vinson, deceased, pursuant to Order of Pulaski County Circuit Court, Probate Division, Case No. 60PR-2012-1665, attached hereto as **Exhibit A**, and brings this claim on behalf of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson, pursuant to the Arkansas Survival of Actions Statute (Ark. Code Ann. § 16-62-101) and the Arkansas Wrongful Death Act (Ark. Code Ann. § 16-62-102). Cindy Clough brings this action against Defendants claiming damages on behalf of Joyce Lee Vinson arising out of care, services and treatment by Defendants during the time that Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC.

44. Whenever the term "Nursing Home Defendants" is utilized within this suit, such term collectively refers to, and includes Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; and unknown John Doe Defendants.

45. Whenever the term "Administrator Defendant" is utilized within this suit, such term refers to Steve Hudgens.

46. Whenever the term "Defendants" is utilized within this suit, such term collectively refers to, and includes, all named Defendants in this lawsuit, including unknown John Doe Defendants.

47. Jurisdiction and venue are proper in this Court.

**FACTUAL ALLEGATIONS REGARDING THE INJURIES INCURRED  
BY JOYCE LEE VINSON**

48. Joyce Lee Vinson was admitted on June 19, 2009, as a resident of the facility then known as Golden LivingCenter – North Little Rock n/k/a Premier Health and Rehabilitation, LLC (sometimes referred to herein as "the facility") located at 3600 Richards Road, North Little Rock, Pulaski County, Arkansas 72117. Except for times when she was hospitalized, Joyce Lee Vinson remained a resident of the facility until December 9, 2011, when she was transferred to Baptist Health Medical Center – North Little Rock. Joyce Lee Vinson died on December 16, 2011.

49. During her residency, Joyce Lee Vinson became a total care resident of Premier Health and Rehabilitation, LLC. She was dependent upon facility staff for assistance with activities of daily living, including bathing, oral hygiene, grooming, dressing and transfers.

50. At times during her residency, Joyce Lee Vinson lacked sufficient understanding or capacity to make or communicate decisions to meet the essential requirements for her health and safety, and she was incapable of conducting or managing her personal and business affairs. Thus, Joyce Lee Vinson was "insane" as that term has been interpreted pursuant to Ark. Code Ann. section 28-65-101.

51. The severity of the recurrent negligence inflicted upon Joyce Lee Vinson while under the care of the Defendants at the facility accelerated the deterioration of her health and physical condition and resulted in the physical and emotional injuries, including, but not limited to those described below:

- a) Multiple falls, with injuries;
- b) Compression fractures
- c) Skin issues, including skin breakdown;
- d) Pressure sores;
- e) Malnutrition;
- f) Weight loss;
- g) Dehydration;
- h) Constipation;
- i) Infections, including urinary tract infection with *E. coli*, abscess on buttock, cellulitis, *staphylococcus septicemia*, and necrotizing fasciitis with gangrene;
- j) Cerumen impaction;
- k) Poorly controlled blood pressure;
- l) Metabolic encephalopathy;
- m) Acute renal failure;
- n) Poor hygiene;
- o) Pain; and
- p) Untimely death.

The above-identified injuries, as well as the conduct specified below, caused Joyce Lee Vinson to suffer loss of personal dignity, pain and suffering, hospitalizations, mental anguish, degradation, disability, disfigurement, and emotional distress.

52. In surveys and inspections conducted in 2009 for Premier Health and Rehabilitation, LLC, during the residency of Joyce Lee Vinson, the Arkansas Office of Long Term Care repeatedly cited the facility for deficiencies in the care, treatment and services provided to residents, including but not limited to failures to:

- a) Provide care by qualified persons according to each resident's written plan of care;
- b) Assist those residents who need total help with eating/drinking, grooming and personal and oral hygiene;
- c) Give residents proper treatment to prevent new bed (pressure) sores or heal existing bed sores;
- d) Make sure that each resident who enters the nursing home without a catheter is not given a catheter, and receives proper services to prevent urinary tract infections and restore normal bladder function;
- e) Make sure that residents with reduced range of motion get proper treatment and services to increase range of motion;
- f) Properly care for residents needing special services, including injections, colostomy, ureostomy, ileostomy, tracheostomy care, tracheal suctioning, respiratory care, foot care, and prostheses;
- g) Allow residents the right to participate in the planning or revision of the resident's care plan;
- h) Try to resolve each resident's complaints quickly;
- i) Make sure menus meet the resident's nutritional needs and that there is a prepared menu by which nutritious meals have been planned for the resident and followed;
- j) Provide 3 meals at regular times, serve breakfast within 14 hours after dinner, or offer a snack at bedtime each day;

- k) Keep the rate of medication errors (wrong drug, wrong dose, wrong time) to less than (5%) five percent;
- l) Make sure that residents are safe from serious medication errors;
- m) Provide housekeeping and maintenance services;
- n) Provide clean bed and bath linens that are in good condition;
- o) Make sure that the nursing home area is free from accident hazards and risks and provides supervision to prevent avoidable accidents; and
- p) Make sure there is a pest control program to prevent/deal with mice, insects, or other pests.

53. In surveys and inspections conducted in 2010 for Premier Health and Rehabilitation, LLC, during the residency of Joyce Lee Vinson, the Arkansas Office of Long Term Care repeatedly cited the facility for deficiencies in the care, treatment and services provided to residents, including but not limited to failures to:

- a) Make sure that the nursing home area is free from accident hazards and risks and provides supervision to prevent avoidable accidents;
- b) Hire only people with no legal history of abusing, neglecting or mistreating residents, or report and investigate any acts or reports of abuse, neglect or mistreatment of residents;
- c) Develop policies that prevent mistreatment, neglect, or abuse of residents or theft of resident property;
- d) Provide care by qualified persons according to each resident's written plan of care;
- e) Provide necessary care and services to maintain the highest well being of each resident;
- f) Assist those residents who need total help with eating/drinking, grooming and personal and oral hygiene;
- g) Give residents proper treatment to prevent new bed (pressure) sores or heal existing bed sores;



- h) Give each resident enough fluids to keep them healthy and prevent dehydration;
- i) Make sure that menus meet the resident's nutritional needs and that there is a prepared menu by which nutritious meals have been planned for the resident and followed;
- j) Store, cook and serve food in a safe and clean way;
- k) Make sure that residents are safe from serious medication errors;
- l) Provide housekeeping and maintenance services;
- m) Make sure that the nursing home area is free from accident hazards and risks and provides supervision to prevent avoidable accidents; and
- n) Have a program that investigates, controls and keeps infection from spreading.

54. In surveys and inspections conducted for Premier Health and Rehabilitation, LLC in 2011, during the residency of Joyce Lee Vinson, the Arkansas Office of Long Term Care repeatedly cited the facility for deficiencies in the care, treatment and services provided to residents, including but not limited to failures to:

- a) Make sure that each resident who enters the nursing home without a catheter is not given a catheter, and receive proper services to prevent urinary tract infections and restore normal bladder function;
- b) Provide care by qualified persons according to each resident's written plan of care;
- c) Make sure services provided by the nursing facility meet professional standards of quality;
- d) Keep each resident's personal and medical records private and confidential;
- e) Make sure menus meet the resident's nutritional needs and that there is a prepared menu by which nutritious meals have been planned for the resident and followed;

- f) Store, cook, and serve food in a safe and clean way;
- g) Make sure that the nursing home area is free from accident hazards and risks and provides supervision to prevent avoidable accidents;
- h) Have a program that investigates, controls and keeps infection from spreading; and
- i) Provide housekeeping and maintenance services.

55. Civil monetary penalties were imposed by the Arkansas Office of Long Term Care in 2010 due to the deficiencies found at the Premier Health and Rehabilitation facility on January 7, 2010.

56. The extent to which the above citations directly included failures or deficiencies in the care, services and treatment provided to Joyce Lee Vinson remains to be discovered. However, all of the above cited deficiencies establish that Defendants were on notice and aware of problems with resident care, including failures and deficiencies in care which caused the injuries alleged herein.

#### **CAUSES OF ACTION AGAINST NURSING HOME DEFENDANTS**

57. Based upon the foregoing allegations regarding Nursing Home Defendants' control and management of Premier Health and Rehabilitation, LLC, and the injuries suffered by Joyce Lee Vinson while she resided at the facility, Plaintiff pleads the following causes of action:

- I. **Cause of action for ordinary negligence and failures in ordinary duties of care imposed on a long-term care facility.**

58. Based upon the allegations of control, management and involvement in the operation of Premier Health and Rehabilitation, LLC outlined above, each of the Nursing Home Defendants, as well as their agents and employees, undertook duties of

care to the residents at Premier Health and Rehabilitation, LLC, including Joyce Lee Vinson.

59. Based upon the state surveys of the facility and the assessments of Joyce Lee Vinson alleged in the above paragraphs, it was foreseeable to each of the Nursing Home Defendants that harm would result to Joyce Lee Vinson if Nursing Home Defendants did not provide at least the care equivalent that is required of a nursing home caring for a resident in a similar state of health, mental status and abilities.

60. Among the duties Nursing Home Defendants owed to Joyce Lee Vinson as the owners, operators, licensees, managers and consultants, agents and employees of Premier Health and Rehabilitation, LLC, Nursing Home Defendants were obligated to use ordinary care to determine the mental and physical condition of Joyce Lee Vinson, to furnish Joyce Lee Vinson the care and attention reasonably required by her mental and physical condition, and to follow the orders and directions of Joyce Lee Vinson's attending physician and care plan regarding her activities of daily living and ordinary caretaking.

61. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to assist Joyce Lee Vinson with her activities of daily living, including the failure to assist with transfers.

62. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to assist Joyce Lee Vinson with turning and repositioning, and failed to use and maintain pressure relieving devices, to prevent or relieve decubitus ulcers or pressure sores.

63. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to provide proper supervision and intervention to prevent falls, including falls with injuries.

64. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to provide adequate oversight to ensure a safe environment.

65. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to provide Joyce Lee Vinson with fluids sufficient to prevent dehydration, constipation, and urinary tract infections.

66. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to provide a sanitary environment and proper hygiene to prevent the development of infections, such as urinary tract infections with *E. coli*, inner ear infections, abscess on buttock, *staphylococcus septicemia*; cellulitis, and necrotizing fasciitis with gangrene.

67. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to assist Joyce Lee Vinson with eating and failed to provide proper diet, as required for adequate nutrition to maintain her weight.

68. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to provide basic care to ensure Joyce Lee Vinson's quality of care and quality of life.

69. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to provide Joyce Lee Vinson assistance with activities of daily living, hygiene and grooming and failed to sufficiently document the

bathing, oral hygiene, grooming, and/or dressing provided to Joyce Lee Vinson during her admission.

70. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to provide Joyce Lee Vinson skin care treatments to maintain her skin integrity.

71. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to document provision of Resident Right's, Social Services, or Restorative Care to Joyce Lee Vinson.

72. Nursing Home Defendants were negligent in the hiring, training, retention and supervision of non-medical, caretaking staff and the professional nursing staff at Premier Health and Rehabilitation, LLC.

73. Nursing Home Defendants understood that staffing at minimum levels did not necessarily meet the needs required by residents at Premier Health and Rehabilitation, LLC, such as Joyce Lee Vinson. Nursing Home Defendants also were aware that the biggest expenditure in their operating budget was staffing the facility. Nursing Home Defendants sought and kept staffing at or below minimum levels, knowing that this staffing strategy would result in injury to residents at Premier Health and Rehabilitation, LLC, including Joyce Lee Vinson.

74. The foregoing breaches of duties of ordinary care owed by the Nursing Home Defendants, in a natural and continuous sequence, were each a proximate cause of the injuries incurred by Joyce Lee Vinson at Premier Health and Rehabilitation, LLC, including her untimely death, and without which, the injuries alleged herein would not have occurred.

75. A reasonable nursing home, operating under the same or similar circumstances as Premier Health and Rehabilitation, LLC, would not have breached the above-described duties of care. It was reasonably foreseeable that the injuries described herein, including Joyce Lee Vinson's death, would result from the breaches of duties of care set out above.

76. Due to the injuries proximately caused by Nursing Home Defendants, the Estate of Joyce Lee Vinson is entitled to be compensated by an amount of money which will reasonably and fairly compensate it for damages and which includes, but is not limited to, compensation for Joyce Lee Vinson's serious physical and emotional injuries, expenses for medical care, treatment and services, pain and suffering and mental anguish, disfigurement, degradation, loss of personal dignity, loss of life and related expenses, in an amount to be determined by a jury, but in excess of the minimum jurisdictional limits of this Court and exceeding that required for federal court jurisdiction in diversity of citizenship cases, plus all other relief to which Plaintiff is determined to be entitled by law. The personal injuries suffered by Joyce Lee Vinson caused her family to suffer grief upon her death. In addition to the Estate of Joyce Lee Vinson's claim for compensatory damages, the wrongful death beneficiaries of Joyce Lee Vinson request compensatory damages against Nursing Home Defendants for the wrongful death of Joyce Lee Vinson, including their grief suffered, as well as the expenses of funeral and other related expenses.

77. In addition to compensatory damages for the actual losses that Joyce Lee Vinson and her wrongful death beneficiaries sustained, Plaintiff also is entitled to recover punitive damages for the negligent conduct of Nursing Home Defendants. The

Plaintiff alleges that Nursing Home Defendants knew, or ought to have known, in the light of the surrounding circumstances, that their conduct and the manner in which Premier Health and Rehabilitation, LLC was operated, would naturally and probably result in injury to residents, such as Joyce Lee Vinson, and yet Nursing Home Defendants continued such conduct with actual malice or in reckless disregard of the consequences from which malice may be inferred.

**II. Cause of action for medical malpractice negligence and failures in professional standards of care imposed on a long-term care facility.**

78. Wrongful conduct by Nursing Home Defendants, their agents and employees, also included acts or omissions constituting professional medical or nursing negligence, pursuant to the Actions for Medical Injury Act, Arkansas Code sections 16-114-201 *et seq.*, to the extent the above-described injuries incurred by Joyce Lee Vinson included "medical injuries," as defined by that Act.

79. Each of the Nursing Home Defendants was either a "medical care provider" or was vicariously liable for the conduct of a "medical care provider," as defined by the Act, Arkansas Code section 16-114-201(2), in relevant part, as a nurse, nursing home, or an officer, employee or agent thereof acting in the course and scope of employment in the providing of such medical care or medical services.

80. In diagnosing the condition of and treating a patient through the provision of services requiring the judgment, skills and/or training of licensed medical or nursing personnel, a nursing home has a professional duty to possess and apply with reasonable care the degree of skill and learning ordinarily possessed and used by members of the same profession in good standing, engaged in the same skilled nursing home practice in the locality in which the nursing home practices or in a similar locality.

81. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to assess the risk and care plan for falls, including falls with injuries.

82. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to timely assess, care plan, document and follow orders to use pressure relieving devices to prevent or relieve decubitus ulcers or pressure sores, as well as failing to professionally monitor their use.

83. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to timely assess, care plan, document and prevent or treat inner ear and urinary tract infections.

84. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to timely assess, care plan, document and prevent or treat altered skin integrity.

85. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to timely assess, care plan, document and prevent or treat infections, including urinary tract infections with *E. coli*, inner ear infections, abscess on buttock, *staphylococcus septicemia*; cellulitis, and necrotizing fasciitis with gangrene.

86. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to timely assess, care plan, document and adequately control her blood pressure.



87. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to timely assess, care plan, document and prevent, treat or manage pain.

88. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to timely assess, care plan, document and notify Joyce Lee Vinson's physician and family about substantial changes in her condition and mental status.

89. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to timely assess, care plan, document and treat or intervene to prevent malnutrition and weight loss.

90. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to timely assess, care plan, document and treat or intervene to prevent chronic dehydration resulting in acute renal failure.

91. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants failed to follow ordered safety measures.

92. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Nursing Home Defendants maintained inadequate nursing records and were incomplete in documenting nursing care.

93. The foregoing breaches of duties of profession medical and nursing standards of care owed by Nursing Home Defendants, in a natural and continuous sequence, were each a proximate cause of the injuries incurred by Joyce Lee Vinson at Premier Health and Rehabilitation, LLC, including her untimely death, and without which breaches of care her injuries and untimely death would not have occurred.

94. A nursing home, in good standing and engaged in the practice of skilled long-term care in the same or a similar locality, would not have breached the above-described duties of professional medical or nursing care. It was reasonably foreseeable that the injuries described herein, including Joyce Lee Vinson's untimely death would result from the breaches of duties of professional care set out above.

95. Due to the injuries proximately caused by the professional medical and nursing negligence of the Nursing Home Defendants, the Estate of Joyce Lee Vinson is entitled to be compensated by an amount of money, which will reasonably and fairly compensate it for damages and which includes, but is not limited to, compensation for serious physical and emotional injuries, necessary medical care, treatment and services, pain and suffering and mental anguish, disfigurement, disability, degradation, loss of personal dignity, loss of life, and related expenses, in an amount to be determined by a jury, but in excess of the minimum jurisdictional limits of this Court and exceeding that required for federal court jurisdiction in diversity of citizenship cases, plus all other relief to which Plaintiff is determined to be entitled by law. The personal injuries suffered by Joyce Lee Vinson caused her family to suffer grief upon her death. In addition to the Estate of Joyce Lee Vinson's claim for compensatory damages, the wrongful death beneficiaries of Joyce Lee Vinson request compensatory damages against Nursing Home Defendants for the wrongful death of Joyce Lee Vinson, including their grief suffered, as well as the expenses of funeral and other related expenses.

96. In addition to compensatory damages for the actual losses that Joyce Lee Vinson and her wrongful death beneficiaries sustained, Plaintiff also is entitled to

recover punitive damages for the professional medical and nursing negligence of Nursing Home Defendants. Plaintiff alleges that Nursing Home Defendants knew, or ought to have known, in the light of the surrounding circumstances, that their conduct and the manner in which Premier Health and Rehabilitation, LLC was operated would naturally and probably result in injury to residents, such as Joyce Lee Vinson. Yet, Nursing Home Defendants continued such conduct with actual malice or in reckless disregard of the consequences from which malice may be inferred.

**III. Cause of action for civil conspiracy.**

97. Even if some of the Nursing Home Defendants did not directly participate in the tortious acts described in the preceding paragraphs, they are liable for a conspiracy promoting wrongful conduct in a manner that caused injury to Joyce Lee Vinson.

98. Nursing Home Defendants had actual agreements regarding the patient census, levels of staffing, and amount of funds to be used in operating the Premier Health and Rehabilitation facility.

99. Nursing Home Defendants actively monitored deficiencies in care at the Premier Health and Rehabilitation facility, as cited by the State of Arkansas in surveys, and were aware during the residence of Joyce Lee Vinson that the operating funds being expended at the facility were not sufficient to meet the needs of the residents.

100. Each Nursing Home Defendant performed a part so that their acts, although apparently independent, were in fact connected and cooperative, indicating a closeness of personal association and a concurrence of sentiment.

101. Additionally, each Nursing Home Defendant is liable for conspiracy to the extent any act or declaration was made by another Defendant in furtherance of the conspiracy.

102. Defendant John W. Dwyer is directly liable for his participation in the conspiracy to the extent that he acted outside his agent or employee capacity and acted for his own personal benefit, rather than the benefit of any entity defendant.

103. One or more of the Nursing Home Defendants engaged in a conspiracy to obtain HUD financing for the purchase and lease of the Premier Health and Rehabilitation facility, in order to profit from the lease and fees, knowing that adequate operating funds would not be provided to meet the needs of residents such as Joyce Lee Vinson.

104. It may be inferred from Nursing Home Defendants' actions that, knowing the risks and dangers such conduct posed to residents such as Joyce Lee Vinson, Nursing Home Defendants pursued a course of conduct to divert Medicare and Medicaid funds intended to be used for patient care and services and, instead, funneled that money into corporate profits.

105. Due to the injuries proximately caused by the tortious acts done in furtherance of a conspiracy between the Nursing Home Defendants, the Estate of Joyce Lee Vinson is entitled to be compensated by an amount of money, which will reasonably and fairly compensate it for damages and which includes, but is not limited to, compensation for Joyce Lee Vinson's serious physical and emotional injuries, expenses for medical care, treatment and services, pain and suffering and mental anguish, disfigurement, disability, degradation, loss of personal dignity, loss of life, and related

expenses in an amount to be determined by a jury, but in excess of the minimum jurisdictional limits of this Court and exceeding that required for federal court jurisdiction in diversity of citizenship cases, plus all other relief to which Plaintiff is determined to be entitled by law.

106. In addition to compensatory damages for the actual losses that Joyce Lee Vinson and her wrongful death beneficiaries sustained, Plaintiff also is entitled to recover punitive damages for the civil conspiracy on the part of the Nursing Home Defendants. Plaintiff alleges that Nursing Home Defendants knew, or ought to have known, in the light of the surrounding circumstances, that their conspiracy in the manner in which Premier Health and Rehabilitation, LLC was operated would naturally and probably result in injury to residents, such as Joyce Lee Vinson. Yet, Nursing Home Defendants continued such conduct with actual malice or in reckless disregard of the consequences from which malice may be inferred.

**IV. Cause of action against Premier Health and Rehabilitation, LLC, for violations of resident's rights, pursuant to the Protection Of Long-Term Care Facility Residents Act, Arkansas Code sections 20-10-1201.**

107. Among the Defendants, the licensee(s) of Premier Health and Rehabilitation, LLC had statutorily-mandated duties to provide Joyce Lee Vinson with basic, nursing home resident's rights as set forth in the Protection of Long-Term Care Facility Residents Act, Arkansas Code sections 20-10-1201 *et seq.*

108. The Protection of Long-Term Care Facility Residents Act mandates the development, establishment, and enforcement of basic standards for the health, care, and treatment of persons in long-term care facilities; and mandates that the

maintenance and operation of long-term care facilities will ensure safe, adequate, and appropriate care, treatment, and health of residents, such as Joyce Lee Vinson.

109. The Protection of Long-Term Care Facility Residents Act mandates that every licensed facility shall comply with all applicable standards and rules of the Office of Long-Term Care of the Arkansas Department of Human Services.

110. The statutory duty imposed upon the licensee(s) of Premier Health and Rehabilitation, LLC to prevent deprivation or infringement of the resident's rights of Joyce Lee Vinson was non-delegable. Thus, among the Defendants, the licensee(s) are directly liable to Plaintiff for any deprivation and infringement of Joyce Lee Vinson's resident's rights occurring as a result of their own action or inaction, and as a result of the action or inaction of any other person or entity, including employees, agents, consultants, independent contractors and affiliated entities, whether in-house or outside entities, individuals, agencies or pools, as well as any deprivation and infringement of Joyce Lee Vinson's resident's rights caused by the Defendants' policies, procedures, whether written or unwritten, and common practices.

111. Any person or entity acting as an employee or agent of Premier Health and Rehabilitation, LLC assumed and undertook to perform the licensee's non-delegable and statutorily-mandated duty to provide and protect Joyce Lee Vinson's nursing home resident's rights as set forth in Arkansas Code sections 20-10-1201 *et seq.* in the operation and management of Premier Health and Rehabilitation, LLC.

112. Notwithstanding the responsibility of the licensee(s) to protect and provide for these statutorily-mandated, nursing home resident's rights, Defendants infringed

upon, and Joyce Lee Vinson was deprived of, rights mandated by Arkansas Code sections 20-10-1201 *et seq.* including, but not limited to, the following:

a) The right to receive adequate and appropriate health care and protective and support services, including social services, mental health services, if available, planned recreational activities, and therapeutic and rehabilitative services consistent with the resident care plan for Joyce Lee Vinson with established and recognized practice standards within the community, and with rules as adopted by federal and state agencies, such rights include:

- 1) The right to receive adequate and appropriate custodial service, defined as care for Joyce Lee Vinson which entailed observation of diet and sleeping habits and maintenance of a watchfulness over her general health, safety, and well-being; and
  - 2) The right to receive adequate and appropriate residential care plans, defined as a written plan developed, maintained, and reviewed not less than quarterly by a registered nurse, with participation from other facility staff and Joyce Lee Vinson or her designee or legal representative, which included a comprehensive assessment of the needs of Joyce Lee Vinson, a listing of services provided within or outside the facility to meet those needs, and an explanation of service goals;
- b) The right to regular, consultative, and emergency services of physicians;
- c) The right to appropriate observation, assessment, nursing diagnosis, planning, intervention, and evaluation of care by nursing staff;
- d) The right to access to dental and other health-related services, recreational services, rehabilitative services, and social work services appropriate to the needs and conditions of Joyce Lee Vinson, and not directly furnished by the licensee(s);

e) The right to a wholesome and nourishing diet sufficient to meet generally accepted standards of proper nutrition, guided by standards recommended by nationally recognized professional groups and associations with knowledge of dietetics, and such therapeutic diets as may be prescribed by attending physicians;

f) The right to a facility with its premises and equipment, and conduct of its operations maintained in a safe and sanitary manner;

g) The right to be free from mental and physical abuse, and from physical and chemical restraints;

h) The right of Joyce Lee Vinson to have privacy of her body in treatment and in caring for her personal needs;

i) The right to prompt efforts by the facility to resolve resident grievances, including grievances with respect to resident care and the behavior of other residents;

j) The right to participate in social, religious, and community activities;

k) The right to the obligation of the facility to keep full records of the admissions and discharges of Joyce Lee Vinson, and her medical and general health status, including:

1) medical records;

2) personal and social history; and

3) individual resident care plans, including, but not limited to, prescribed services, service frequency and duration, and service goals;

4) making it a criminal offense to fraudulently alter, deface, or falsify any medical or other long-term care facility record, or cause or procure any of these offenses to be committed; and

l) The right to be treated courteously, fairly, and with the fullest measure of dignity.



113. The above infringement and deprivation of the rights of Joyce Lee Vinson were the result of Defendants failing to do that which a reasonably careful person would do under similar circumstances.

114. As a result of the aforementioned violations, the Estate of Joyce Lee Vinson, pursuant to Arkansas Code section 20-10-1209(a)(4), is entitled to recover actual damages against the licensee(s) of the facilities. Plaintiff asserts a claim for judgment for actual damages against the licensee(s) of Premier Health and Rehabilitation, LLC, including, but not limited to, medical expenses, pain and suffering, otherwise unnecessary hospitalizations, disfigurement, disability, degradation, emotional distress, unnecessary loss of personal dignity, loss of life and related expenses in an amount to be determined by the jury, but in excess of the minimum jurisdictional limits of this Court and exceeding that required for federal court jurisdiction in diversity of citizenship cases, plus all other relief to which Plaintiff is entitled by law.

115. The infringement or deprivation of the resident's rights of Joyce Lee Vinson by Defendants was willful, wanton, gross, flagrant, reckless, or consciously indifferent. Pursuant to Arkansas Code section 20-10-1209(c), Plaintiff is entitled to recover punitive damages against the licensee(s) of Premier Health and Rehabilitation, LLC.

#### **CAUSES OF ACTION AGAINST ADMINISTRATOR DEFENDANT**

**I. Cause of action for ordinary negligence and failures in ordinary duties of care.**

116. As Administrator, Steve Hudgens undertook duties of care to the residents at the facility.

117. Administrator Defendant had a duty to administrate Premier Health and Rehabilitation, LLC in a manner that enabled it to use resources effectively and efficiently to attain or maintain the highest practicable physical, mental and psychological well-being of each resident.

118. Based upon the state surveys of the facility and the assessments of Joyce Lee Vinson alleged in the above paragraphs, it was foreseeable to Administrator Defendant that harm would result to Joyce Lee Vinson if Administrator Defendant did not use ordinary care to administrate the facility in compliance with accepted professional and industry standards and principles that apply to professionals providing services in such facilities.

119. Among the duties Administrator Defendant owed to Joyce Lee Vinson as the administrator of Premier Health and Rehabilitation, LLC, Administrator Defendant was obligated to use ordinary care to ensure that trained and qualified staff, in sufficient numbers, were available to provide Joyce Lee Vinson the care and attention reasonably required by her mental and physical condition, and to ensure that the orders and directions of Joyce Lee Vinson's attending physician and care plan were followed regarding her activities of daily living and ordinary caretaking.

120. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to ensure that trained and qualified staff, in sufficient numbers, were available to assist Joyce Lee Vinson with her activities of daily living, including the failure to assist with ambulating and transfers.

121. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to supervise nurses and nurses' aides and failed to

hire sufficient nurses and nurses' aides, and as such, the nurses and nurses' aides were unable to provide Joyce Lee Vinson the care she required.

122. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to adequately assess, evaluate, and supervise nursing personnel to ensure that Joyce Lee Vinson received appropriate nursing care.

123. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to adequately screen, evaluate, and test for competence in selecting personnel to work at the facility.

124. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to ensure that Joyce Lee Vinson attained and maintained her highest level of physical, mental, and psychosocial well-being.

125. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to ensure that Joyce Lee Vinson was provided proper supervision and intervention to prevent falls.

126. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to ensure that Joyce Lee Vinson received sufficient amounts of fluids to prevent dehydration, constipation and infections.

127. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to ensure that Joyce Lee Vinson received adequate nutrition to prevent malnutrition and weight loss.

128. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to provide a sanitary environment to ensure good hygiene and to prevent the development of infections.

129. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to ensure that Joyce Lee Vinson received nutrition, care, treatment, and medication as prescribed or in accordance with physician's orders;

130. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to ensure that Joyce Lee Vinson was treated with the dignity and respect that all nursing home residents are entitled to receive.

131. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to provide a safe environment for Joyce Lee Vinson.

132. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to take reasonable steps to prevent, eliminate, and correct deficiencies and problems in resident care at the facility.

133. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to ensure that Joyce Lee Vinson was timely turned and repositioned, or that she received prescribed medication and treatment to prevent the development or worsening of skin breakdown and pressure sores.

134. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to investigate the relevant facts, underlying deficiencies, or licensure violations or penalties found to exist at the facility by the Office of Long Term Care or any other authority.

135. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to establish the method and means for correcting deficiencies or licensure violations or penalties found to exist at the facility.

136. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to determine whether the facility had sufficient numbers of personnel to meet the total needs of Joyce Lee Vinson.

137. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to document, maintain files, investigate, and respond to any complaint regarding the quality of resident care, or misconduct by employees at the facility, regardless of whether such complaint derived from a resident of said facility, an employee of the facility, or any interested person.

138. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to ensure that Joyce Lee Vinson was provided with basic and necessary care and supervision.

139. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to adequately hire, train, supervise and retain a sufficient amount of competent and qualified registered nurses, licensed vocational nurses, nurse assistants and other personnel in said facility to assure that Joyce Lee Vinson received care, treatment, and services in accordance with duties owed, and industry and community standards and practices.

140. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to assign nursing personnel at the facility duties consistent with their education and experience based on Joyce Lee Vinson's medical history and condition, and her nursing and rehabilitative needs; the characteristics of the resident population residing in the area of the facility where Joyce Lee Vinson was a resident; and nursing skills needed to provide care to such resident population.

141. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to provide sufficient numbers of qualified personnel, to ensure that Joyce Lee Vinson was provided with a safe environment, received timely and accurate care assessments, received prescribed treatment, medication and diet, and was protected from abuse, mistreatment and accidental injuries by the correct use of reasonable safety measures.

142. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to properly in-service and orient employees to pertinent resident care needs to maintain the safety of residents.

143. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to protect Joyce Lee Vinson from abuse and neglect.

144. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to administer the facility in a manner that enabled it to use its resources effectively and efficiently to attain or maintain the highest practicable physical, mental and psychosocial well-being of Joyce Lee Vinson.

145. While Joyce Lee Vinson resided at Premier Health and Rehabilitation, LLC, Administrator Defendant failed to document and maintain all records on Joyce Lee Vinson in accordance with accepted professional standards and practice that were complete, accurately documented, readily accessible, and systematically organized with respect to her diagnosis, treatment, and appropriate care plans of care and treatment.

146. The foregoing breaches of duties of ordinary care owed by the Administrator Defendant, in a natural and continuous sequence, were each a proximate

cause of the injuries incurred by Joyce Lee Vinson at Premier Health and Rehabilitation, LLC, and without which, the injuries would not have occurred.

147. A reasonable nursing home administrator, operating under the same or similar circumstances as Administrator Defendant would not have breached the above-described duties of care. It was reasonably foreseeable that the injuries described herein would result from the breaches of duties of care set out above.

148. Due to the injuries proximately caused by Administrator Defendant, the Estate of Joyce Lee Vinson is entitled to be compensated by an amount of money which will reasonably and fairly compensate it for damages, which includes, but is not limited to, compensation for serious physical and emotional injuries, expenses for medical care, treatment and services, pain and suffering and mental anguish, disfigurement, disability, degradation, loss of personal dignity, loss of life and related expenses, in an amount to be determined by a jury, but in excess of the minimum jurisdictional limits of this Court and exceeding that required for federal court jurisdiction in diversity of citizenship cases, plus all other relief to which the Plaintiff is determined to be entitled by law.

#### **DEMAND FOR JURY TRIAL**

149. Plaintiff demands a trial by jury.

#### **PRAYER FOR RELIEF**

WHEREFORE, Plaintiff, Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson, prays for judgment against Defendants as follows:

1. For damages in an amount adequate to compensate Plaintiff for the injuries and damages sustained.

2. For all general and special damages caused by the alleged conduct of Defendants.

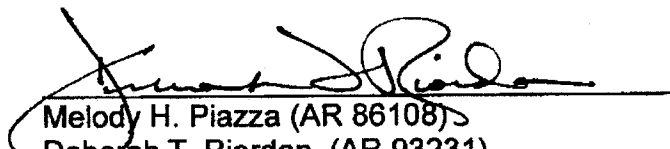
3. For punitive damages sufficient to punish Defendants for their egregious and malicious misconduct in reckless disregard and conscious indifference to the consequences to Joyce Lee Vinson and her statutory beneficiaries and to deter Defendants and others from repeating such atrocities.

4. For all other relief to which Plaintiff is entitled.

Respectfully submitted,

Cindy Clough, as Personal Representative of  
the Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By:



Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

*Attorneys for Plaintiff*



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
13<sup>th</sup> PROBATE DIVISION

IN THE MATTER OF THE ESTATE OF  
JOYCE LEE VINSON, DECEASED

NO. 60 PDE-2012-1665

**ORDER APPOINTING PERSONAL REPRESENTATIVE**

The Petition of Cindy Clough for appointment of a personal representative in the estate of Joyce Lee Vinson, deceased, is presented to the Court. Upon consideration of the Petition and the facts and evidence in support of it, the Court finds:

1. No demand for notice of proceedings for the appointment of a personal representative of the estate has been filed. The Petition is not opposed by any known person, and it may be heard without notice.

2. Joyce Lee Vinson, who resided at Premier Health & Rehab, 3600 Richards Road, North Little Rock, Arkansas 72117, died at Arkansas Hospice, Little Rock, Arkansas, on December 16, 2011.

3. This Court has jurisdiction of this proceeding and venue properly lies in this County.

4. Cindy Clough is a proper person by law to serve as personal representative of the estate.

5. It appears there are no unsecured claims against the decedent's estate.

6. The estate has no assets other than a potential personal injury/wrongful death action, and bond, therefore, is waived at this time. The Court will revisit the issue of bond should the estate acquire assets at any time.



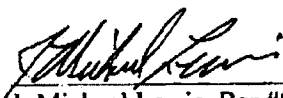
**IT IS THEREFORE ORDERED** as follows:

- a. the administration of the estate is opened;
- b. Cindy Clough is appointed personal representative of the estate; and
- c. Letters of Administration shall be issued to this personal representative without the requirement of a bond.

DATED this \_\_\_\_\_ day of \_\_\_\_\_ SEP 20 2012 \_\_\_\_\_, 2012.

  
\_\_\_\_\_  
CIRCUIT JUDGE

Submitted by:

  
\_\_\_\_\_  
J. Michael Lewis, Bar #92269  
Catherine C. Lewis, Bar #99079  
HUMPHRIES & LEWIS  
P. O. Box 20670  
White Hall, AR 71612  
Telephone No. (870) 247-7035

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
13<sup>th</sup> PROBATE DIVISION

IN THE MATTER OF THE ESTATE OF  
JOYCE LEE VINSON, DECEASED

NO. PDE-2012- 1465

ACCEPTANCE OF APPOINTMENT  
AS PERSONAL REPRESENTATIVE

The undersigned, Cindy Clough, having been appointed the personal representative of the estate of Joyce Lee Vinson, deceased, hereby accepts the appointment.

DATED this 24<sup>th</sup> day of September, 2012.

Cindy Clough  
Cindy Clough

ELECTRONICALLY  
FILED

SEP 28 2012

TIME: \_\_\_\_\_

CASE #: \_\_\_\_\_

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
PROBATE 13<sup>TH</sup> DIVISION

No. 60PR-12-1665

IN THE MATTER OF THE ESTATE OF

JOYCE LEE VINSON, deceased

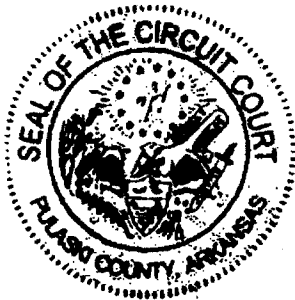
**LETTERS OF ADMINISTRATION**

CINDY CLOUGH, whose address is 212 MARCIE DR, LONOKE, AR 72086, having been appointed and qualified as Administratrix of the estate of JOYCE LEE VINSON, who died on or about DECEMBER 6, 2011, is hereby authorized to act as Administratrix for and in behalf of the estate and to take possession of the estate's property as authorized by law.

ISSUED this date: 02-OCT-2012

LARRY CRANE, CIRCUIT CLERK

By: \_\_\_\_\_  
          *[Signature]*



ELECTRONICALLY FILED  
2013-Jan-28 13:31:42  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
SIXTH DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60-CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**NOTICE OF ACTION OR CLAIM IN COMPLIANCE  
WITH ARKANSAS CODE ANNOTATED §20-77-304**

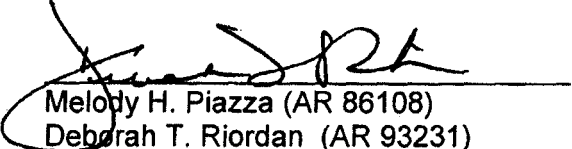
Pursuant to Ark. Code Ann. §20-77-304, the Arkansas Department of Human Services is hereby served with written notice of the filing of an action or claim by Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson. Joyce Vinson is believed to have been a recipient of medical assistance from the Division of Medicaid of the State of Arkansas. The action or claim has been filed against Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior Vantage Point, LLC;

ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC; and John Doe 1 through 5, Unknown Defendants.

Respectfully submitted,

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

By:



Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

*Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

I certify that a copy of the mandatory Notice required by Ark. Code Ann. §20-77-304 has been served by U.S. Mail, certified, return receipt requested, on the Director of the Department of Human Services on this 23<sup>rd</sup> day of January 2013:

Director of the Arkansas Department  
of Health and Human Services  
S201 Donaghey Plaza West  
P.O. Box 1437  
Little Rock, AR 72203



Wilkes & McHugh, P.A.

**WILKES & McHUGH, P.A.**  
**ATTORNEYS AT LAW**

1 INFORMATION WAY  
SUITE 300  
LITTLE ROCK, ARKANSAS 72202

January 23, 2013

PHONE: (501) 371-9903  
TOLL FREE: (888) 777-9424  
FAX: (501) 371-9905

Larry Crane, Clerk  
Pulaski County Circuit Court  
120 Courthouse  
401 West Markham Street  
Little Rock, AR 72201

Re: *Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson v. Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC; and John Doe 1 through 5, Unknown Defendants Pulaski County Circuit Court No. 60-CV-13-230*

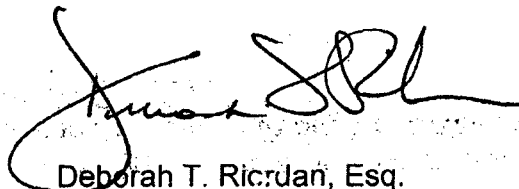
Dear Mr. Crane:

Enclosed for filing please find an original and copies of the *Notice of Action or Claim In Compliance with Arkansas Code Annotated §20-77-304*. Please return the extra file-marked copies back to me in the self-addressed, stamped envelope also enclosed.

Thank you for your anticipated cooperation. Should you need additional information please do not hesitate to contact me immediately.

Sincerely,

**Wilkes & McHugh, P.A.**



Deborah T. Riccudan, Esq.

DTR/myc  
Enclosures

ELECTRONICALLY FILED  
2013-Feb-14 13:21:02  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 6, 2013, I caused a copy of the Summons and  
Complaint to be served on John W. Dwyer, by placing have same personally served as  
evidenced by the Proof of Service, which is attached hereto as Plaintiff's Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 14th day of February, 2013.



Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

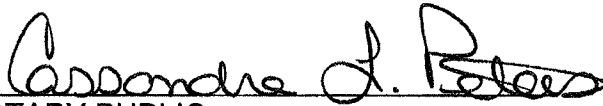
By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

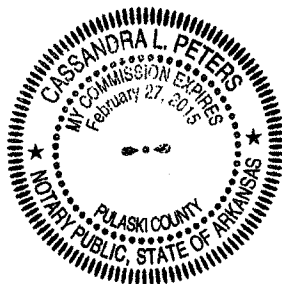
*Attorneys for Plaintiff*

On this the 14th day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6th DIVISION

**SUMMONS**

Case No: 60 CV13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

John W. Dwyer  
1422A Clarkview Road  
Baltimore, Maryland 21209



THE STATE OF ARKANSAS TO DEFENDANT(S): John W. Dwyer

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

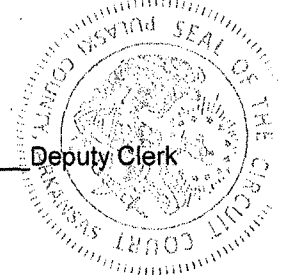
WITNESS my hand and seal of the court this date: 1-14-13

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201

LARRY CRANE, Clerk

By: [Signature]

Deputy Clerk



No. 60CV-13-230

This Summons is for: John W. Dwyer

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_  
\_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

✓ I delivered the summons and complaint to JEFFREY STEIN, COUNSEL [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
JOHN W. DWYER [name of defendant] on FEBRUARY 6, 2013 [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_

My fee is \$ 60.00

To be completed if service is by a sheriff or deputy sheriff:

Date: \_\_\_\_\_ SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

To be completed if service is by a person other than a sheriff or deputy sheriff:

Date: FEBRUARY 8, 2013

By: *Andre S. Powell*  
[Signature of server]

ANDRE S. POWELL  
PROCESS SERVER

\_\_\_\_\_  
[Printed name]

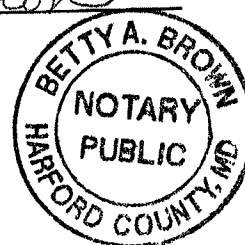
Address: MONUMENTAL PROCESS SERVERS, INC.  
828 M.L.K. JR. BLVD.  
BALTIMORE, MD 21201  
(410) 523-4980

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: FEBRUARY 8, 2013

*Betty A. Brown*  
Notary Public

My commission expires: 12/19/2015



Additional information regarding service or attempted service:

SERVICE WAS EFFECTED AT 1422 A CLARKVIEW ROAD,  
BALTIMORE MD 21209,

**AFFIDAVIT OF SERVICE**

ELECTRONICALLY FILED  
2013-Feb-06 12:14:07  
60CV-13-230

State of Arkansas

County of Pulaski

Circuit Court

Case Number: 60CV-13-230

Plaintiff:

Cindy Clough, as Personal Representative of the Estate of Joyce Lee  
Vinson, deceased; ET AL

vs.

Defendant:

Capital SeniorCare Ventures, LLC; Column Guaranteed, LLC; SLC  
Properties, LLC; SLC Property Holdings; ET AL

For: Ms. Melody Piazza  
WILKES & MCHUGH

Received by MYERS ATTORNEY'S SERVICE to be served on SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC by serving HQ Corporate Services, Inc, 300 South Spring Street, Suite 900, Little Rock, AR  
72201. I, Stephanie Myers, being duly sworn, depose and say that on the 31<sup>st</sup> day of  
January, 2013 at 11:23a.m., executed service by delivering a true copy of the SUMMONS, NOTICE,  
COMPLAINT ON SLC PROFESSIONALS, LLC F/K/A SLC PROFESSIONALS OF ARKANSAS, LLC in  
accordance with state statutes in the manner marked below:

( ) GOV.AGENCY: By Serving

\_\_\_\_\_ As \_\_\_\_\_ of the within-named  
agency.

(☒) CORPORATE SERVICE: By Serving Danny Clements as  
agent for service.

( ) OTHER SERVICE: See Comments Below:

( ) NON SERVICE: See Comments Below:

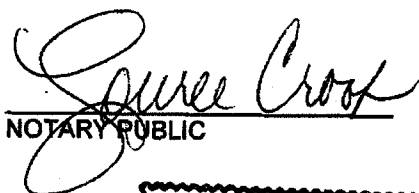
Service Was Completed At: 300 S Spring St. Ste 900 Little Rock, AR 72201

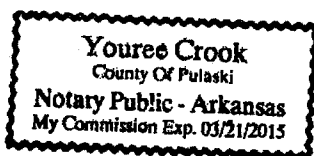
COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

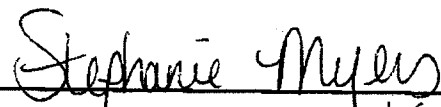


**AFFIDAVIT OF SERVICE for 60CV-13-230**

I certify that I have no interest in the above action, am of legal age and have proper authority in the jurisdiction in which this service was made.

  
NOTARY PUBLIC



  
PROCESS SERVER # 118  
Appointed in accordance with State Statutes

**MYERS ATTORNEY'S SERVICE**  
300 Spring Building  
300 Spring Street, Suite 400  
Little Rock, AR 72201  
(501) 376-6266  
Our Job Serial Number: 2013000652

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS

UCL  
**SUMMONS**

Case No: UCCV-13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

SLC Professionals, LLC  
f/k/a SLC Professionals of Arkansas, LLC  
c/o HIQ Corporate Services, Inc.  
300 South Spring Street, Suite 900  
Little Rock, Arkansas 72201

THE STATE OF ARKANSAS TO DEFENDANT(S): SLC Professionals, LLC  
f/k/a SLC Professionals of Arkansas, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

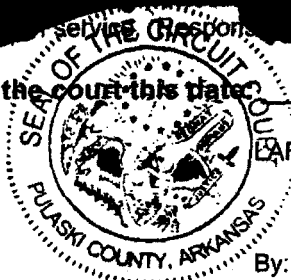
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

**WITNESS my hand and seal of the court this date:**

JAN 14 2013

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: [Signature]

Deputy Clerk

No. 60CV-13-230

This Summons is for: SLC Professionals, LLC  
f/k/a SLC Professionals of Arkansas, LLC

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at  
\_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.



**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_  
\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

**AFFIDAVIT OF SERVICE**

ELECTRONICALLY FILED  
2013-Feb-06 12:14:07  
60CV-13-230

State of Arkansas

County of Pulaski

Circuit Court

Case Number: 60CV-13-230

Plaintiff:

Cindy Clough, as Personal Representative of the Estate of Joyce Lee  
Vinson, deceased; ET AL

vs.

Defendant:

Capital SeniorCare Ventures, LLC; Column Guaranteed, LLC; SLC  
Properties, LLC; SLC Property Holdings; ET AL

For: Ms. Melody Piazza  
WILKES & MCHUGH

Received by MYERS ATTORNEY'S SERVICE to be served on Steve Hudgens, 9533 West Lake Circle,  
Sherwood, AR 72120. I, Kelly, being duly sworn, depose and say that on the 31  
day of March, 2013 at 2:07 pm, executed service by delivering a true copy of the SUMMONS, NOTICE,  
COMPLAINT & FIRST SET OF INTERROGS & REQUESTS FOR PRODUCTION ON STEVE HUDGENS in  
accordance with state statutes in the manner marked below:

☒ INDIVIDUAL SERVICE: SERVED THE WITHIN-NAMED PERSON.

☐ SUBSTITUTE SERVICE: BY SERVING \_\_\_\_\_ AS

☐ DELIVERED DOCUMENTS: SEE COMMENTS BELOW:

☐ OTHER SERVICE: SEE COMMENTS BELOW:

☐ NON SERVICE SEE COMMENTS BELOW

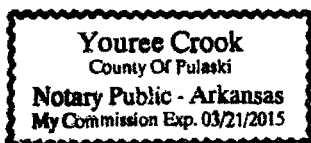
SERVICE COMPLETED AT:

9533 West Lake Cir, Sherwood

COMMENTS:

I certify that I have no interest in the above action, am of legal age and have proper authority in the jurisdiction in  
which this service was made.

Yuree Crook  
NOTARY PUBLIC



Rou Keller  
PROCESS SERVER # 53  
Appointed in accordance with State Statutes

MYERS ATTORNEY'S SERVICE  
300 Spring Building  
300 Spring Street, Suite 400  
Little Rock, AR 72201  
(501) 376-6266  
Our Job Serial Number: 2013000654



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
DIVISION

**SUMMONS**

Case No: \_\_\_\_\_

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

W00CV-13-230

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Steve Hudgens  
9533 West Lake Circle  
Sherwood, Arkansas 72120

THE STATE OF ARKANSAS TO DEFENDANT(S): Steve Hudgens

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

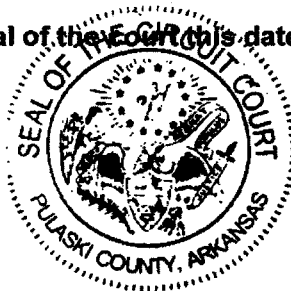
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

**Additional Notices:** Also attached are **Plaintiff's First Set of Interrogatories and requests for Production of Documents**. **Plaintiff's First Set of Interrogatories and Requests for Production of Documents** must be answered within **forty-five ( 45 ) days** of service. Responses should be served on counsel for Plaintiff.

WITNESS my hand and seal of the Court this date: JAN 14 2013

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By:  Deputy Clerk

No. 60CV-13-230 This Summons is for: **Steve Hudgens**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

**AFFIDAVIT OF SERVICE**

ELECTRONICALLY FILED  
2013-Feb-06 12:14:07  
60CV-13-230

State of Arkansas

County of Pulaski

Circuit Court

Case Number: 60CV-13-230

Plaintiff:

Cindy Clough, as Personal Representative of the Estate of Joyce Lee  
Vinson, deceased; ET AL

vs.

Defendant:

Capital SeniorCare Ventures, LLC; Column Guaranteed, LLC; SLC  
Properties, LLC; SLC Property Holdings; ET AL

For: Ms. Melody Piazza  
WILKES & MCHUGH

Received by MYERS ATTORNEY'S SERVICE to be served on Premier Health and Rehabilitation, LLC by  
serving Corporation Service Company, 300 Spring Building, Suite 900, 300 South Spring Street, Little Rock,  
AR 72201. I, Stephanie Myers, being duly sworn, depose and say that on the 31<sup>st</sup> day of  
January, 2013, at 11:24 a.m., executed service by delivering a true copy of the **SUMMONS, NOTICE,  
COMPLAINT & FIRST SET OF INTERROGS & FIRST SET OF REQUESTS FOR PRODUCTION ON PREMIER  
HEALTH AND REHABILITATION, LLC** in accordance with state statutes in the manner marked below:

( ) GOV.AGENCY: By Serving

\_\_\_\_\_ As \_\_\_\_\_ of the within-named  
agency.

(☒) CORPORATE SERVICE: By Serving

Denise Hostetter as  
employee for agent

( ) OTHER SERVICE: See Comments Below:

( ) NON SERVICE: See Comments Below:

Service Was Completed At:

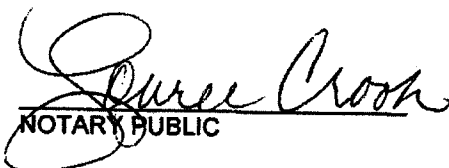
300 S. Spring St. Ste 900 Little Rock, AR 72201

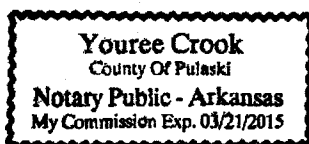
COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

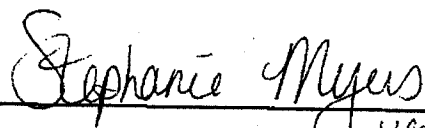


**AFFIDAVIT OF SERVICE for 60CV-13-230**

I certify that I have no interest in the above action, am of legal age and have proper authority in the jurisdiction in which this service was made.

  
NOTARY PUBLIC



  
PROCESS SERVER # 118  
Appointed in accordance with State Statutes

**MYERS ATTORNEY'S SERVICE**  
300 Spring Building  
300 Spring Street, Suite 400  
Little Rock, AR 72201  
(501) 376-6266  
Our Job Serial Number: 2013000653

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS

UAM DIVISION

**SUMMONS**

Case No: \_\_\_\_\_

UUCV-13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Premier Health and Rehabilitation, LLC  
c/o Corporation Service Company  
300 Spring Building, Suite 900  
300 South Spring Street  
Little Rock, Arkansas 72201

THE STATE OF ARKANSAS TO DEFENDANT(S): Premier Health and Rehabilitation, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

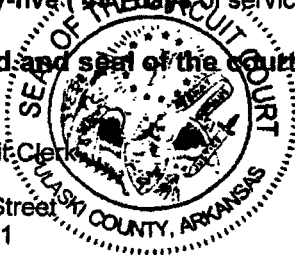
If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

**Additional Notices:** Also attached are **Plaintiff's First Set of Interrogatories and requests for Production of Documents**. **Plaintiff's First Set of Interrogatories and Requests for Production of Documents** must be answered within **forty-five ( 45 ) days** of service. Responses should be served on counsel for Plaintiff.

WITNESS my hand and seal of the court this date: \_\_\_\_\_

**JAN 14 2013**

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: \_\_\_\_\_

Deputy Clerk



No. 60CV-13-23D This Summons is for: Premier Health and Rehabilitation, LLC

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 4, 2013, I caused a copy of the Summons and  
Complaint to be served on HIQ Corporate Services, Inc., Registered Agent for ADDIT,  
LLC, by placing a copy thereof in the United States Mail, addressed to ADDIT, LLC c/o  
HIQ Corporate Services, Inc., with certified delivery, restricted delivery, return receipt  
requested to the Addressee or Agent of Addressee and sufficient postage affixed to  
insure delivery.


3. That said Summons and Complaint were claimed as evidenced by the Domestic Return Receipt No. 7007 1490 0004 6106 9569, which is attached hereto as Plaintiff's Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 27th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

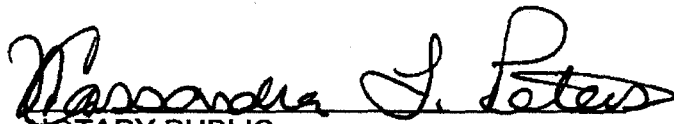
By:

  
Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

*Attorneys for Plaintiff*

On this the 27th day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

  
NOTARY PUBLIC

My Commission Expires:

SENDER COMPLETE THIS SECTION		ADDRESSEE COMPLETE THIS SECTION (TO DELIVER)	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <u>X.S. Obermeyer</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>S. Obermeyer</u> C. Date of Delivery <u>2/11/13</u></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If YES, enter address below: <input type="checkbox"/> No</p>	
<p>1. Article Addressed to:</p> <p><b>ADDIT, LLC</b> c/o HIQ Corporate Services, Inc. 5217 Palisade Court, First Floor Indianapolis, Indiana 46237</p>		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
<p>2. Article Number (Transfer from service label)</p>		<p>4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes</p>	
		<p>7007 1490 0004 6106 9569</p>	
PS Form 3811, February 2004		Domestic Return Receipt	

7007 1490 0004 6106 9569

U.S. Postal Service <sup>®</sup>	
CERTIFIED MAIL <sup>™</sup> RECEIPT	
(Domestic Mail Only, No Insurance Coverage Provided)	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	
Sent to	ADDIT, LLC
Street, Apt. No., or PO Box No.	
City, State, ZIP+4	
PS Form 3800 August 2006 See Reverse for Instructions	



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
COT DIVISION

**SUMMONS**

Case No: 60 CV13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & MCHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

ADDIT, LLC  
c/o HIQ Corporate Services, Inc.  
5217 Palisade Court, First Floor  
Indianapolis, Indiana 46237

THE STATE OF ARKANSAS TO DEFENDANT(S): ADDIT, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

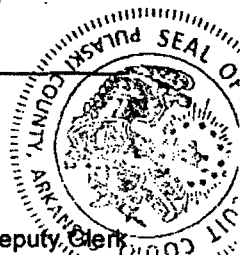
WITNESS my hand and seal of the court this date: 1-14-13

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201

LARRY CRANE, Clerk

By: [Signature]

Deputy Clerk



No. 60CV-13-230 This Summons is for: ADDIT, LLC

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her, or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at  
\_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_



ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on HIQ Corporate Services, Inc., Registered Agent for Capital  
SeniorCare Ventures, LLC, by having same personally served as evidenced by the  
Proof of Service attached hereto as Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 7th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson


By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
DIVISION

**SUMMONS**

Case No: 000V-13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Capital SeniorCare Ventures, LLC  
c/o HIQ Corporate Services, Inc.  
3500 South Dupont Highway  
Dover, Delaware 19901

THE STATE OF ARKANSAS TO DEFENDANT(S): Capital SeniorCare Ventures, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

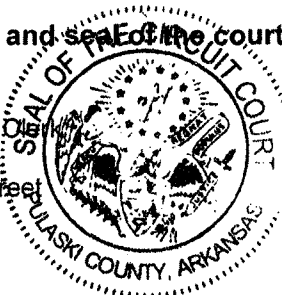
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: \_\_\_\_\_

JAN 14 2013

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: \_\_\_\_\_

Deputy Clerk

PLAINTIFF'S  
EXHIBIT

No. 60CV-13-230

This Summons is for: **Capital SeniorCare Ventures, LLC**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Phyllis Brown, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of Capital  
SeniorCare Ventures, LLC [name of defendant] on 2/1/13 5:05pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: 2/4/13

By: Sharon Ryan  
[Signature of server]

Sharon Ryan  
[Printed name]

Address: 3516-16 Silverside Rd

Wilmington DE 19810

Phone: 302-429-0657

Subscribed and sworn to before me this date: 2/4/13

[Signature]  
Notary Public

My commission expires: March 10, 2013



Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on the Corporation Service Company, Registered Agent for  
Column Guaranteed, LLC, by having same personally served as evidenced by the Proof  
of Service attached hereto as Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 7th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
DIVISION

**SUMMONS**

Case No: 13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Column Guaranteed LLC  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808

THE STATE OF ARKANSAS TO DEFENDANT(S): Column Guaranteed LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

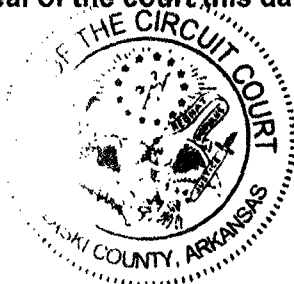
The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

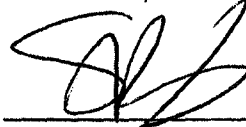
If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: JAN 14 2013

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: 

Deputy Clerk





No. 60CV-13-230

This Summons is for: Column Guaranteed LLC

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_  
\_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Sue Rhea, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of Column  
Guaranteed LLC [name of defendant] on 2/11/13 2:46pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: 2/4/13

By: \_\_\_\_\_  
[Signature of server]

Daniel Newcomb  
[Printed name]

Address: 351616 Silverside Rd.

Wilmington DE 19810

Phone: 302-429-0657

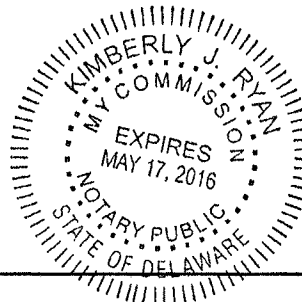
Subscribed and sworn to before me this date: February 4, 2013

Kimberly J. Ryan  
Notary Public

My commission expires: May 17, 2016

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_



ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on the Corporation Service Company, Registered Agent for SLC  
Operations Master Tenant, LLC, by having same personally served as evidenced by the  
Proof of Service attached hereto as Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 7th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By: /s/ Melody H. Piazza


---

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
CLM DIVISION

**SUMMONS**

Case No: 40CV-13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

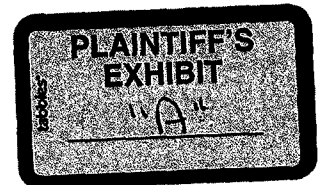
Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

SLC Operations Master Tenant, LLC  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808



THE STATE OF ARKANSAS TO DEFENDANT(S): SLC Operations Master Tenant, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

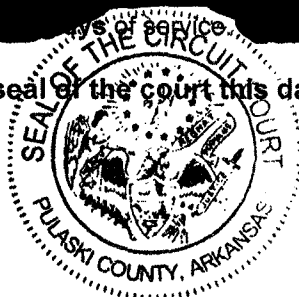
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: \_\_\_\_\_

**JAN 14 2013**

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: \_\_\_\_\_ Deputy Clerk

No. 6DCV-13-230

This Summons is for: **SLC Operations Master Tenant, LLC**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Sue Rhea, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of SLC Operations  
Master Tenant, LLC [name of defendant] on 2/1/13 2:41pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: 2/4/13

By: [Signature]  
[Signature of server]

Daniel Newcomb  
[Printed name]

Address: 3516-16 Silverside Rd

Wilmington DE 19810

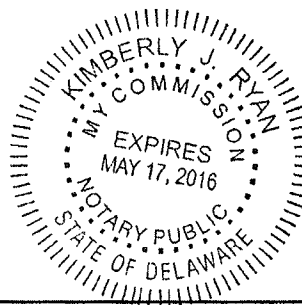
Phone: 302-429-0657

Subscribed and sworn to before me this date: February 4, 2013

[Signature]  
Notary Public

My commission expires: May 17, 2016

Additional information regarding service or attempted service:



ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on the Corporation Service Company, Registered Agent for SLC  
Properties, LLC, by having same personally served as evidenced by the Proof of  
Service attached hereto as Exhibit "A".



IN WITNESS WHEREOF, I have set my hand this 7th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
DIVISION

**SUMMONS**

Case No: 13CV-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

SLC Properties, LLC  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808

THE STATE OF ARKANSAS TO DEFENDANT(S): SLC Properties, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

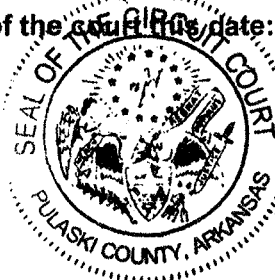
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this \_\_\_\_\_ day of \_\_\_\_\_, 2013

JAN 14 2013

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: \_\_\_\_\_

Deputy Clerk

No. 60CV-13-230

This Summons is for: **SLC Properties, LLC**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Sue Rhea, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of SLC  
Properties, LLC [name of defendant] on 2/1/13 2:46pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

To be completed if service is by a sheriff or deputy sheriff:

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

To be completed if service is by a person other than a sheriff or deputy sheriff:

Date: 2/4/13

By: [Signature]  
[Signature of server]

Daniel Newcomb  
[Printed name]

Address: 3516 Silverside Rd #16

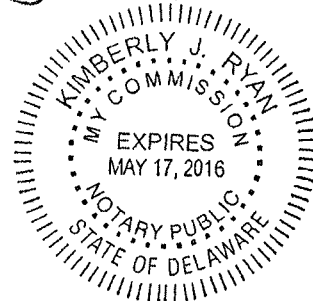
Wilmington DE 19810

Phone: 302-429-0657

Subscribed and sworn to before me this date: February 4, 2013

[Signature]  
Notary Public

My commission expires: May 17, 2016



Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on the Corporation Service Company, Registered Agent for SLC  
Property Holdings, LLC, by having same personally served as evidenced by the Proof of  
Service attached hereto as Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 7th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
UJM DIVISION

**SUMMONS**

Case No: UJCW13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

SLC Property Holdings, LLC  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808



THE STATE OF ARKANSAS TO DEFENDANT(S): SLC Property Holdings, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

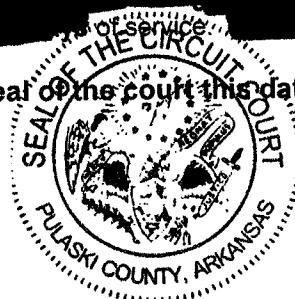
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

[REDACTED]

WITNESS my hand and seal of the court this date: JAN 14 2013

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: [Signature] Deputy Clerk

No. 60CV-13-230

This Summons is for: **SLC Property Holdings, LLC**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at  
\_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to SueRhea, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of SLC  
Property Holdings, LLC [name of defendant] on 2/1/13 2:46pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.



**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: 2/4/13

By: [Signature]  
[Signature of server]

Daniel Newcomb  
[Printed name]

Address: 3516-16 Silverside Rd.

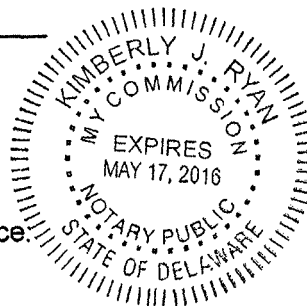
Wilmington DE 19810

Phone: 302-429-0657

Subscribed and sworn to before me this date: February 4, 2013

[Signature]  
Notary Public

My commission expires: May 17, 2016



Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on the Corporation Service Company, Registered Agent for SLC  
Operations Holdings, LLC, by having same personally served as evidenced by the Proof  
of Service attached hereto as Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 7th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF POLASKI COUNTY, ARKANSAS  
DIVISION

**SUMMONS**

Case No: U00V13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

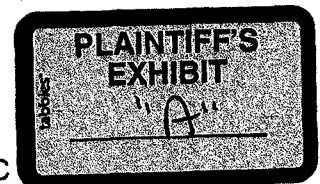
Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

SLC Operations Holdings, LLC  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808



THE STATE OF ARKANSAS TO DEFENDANT(S): SLC Operations Holdings, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

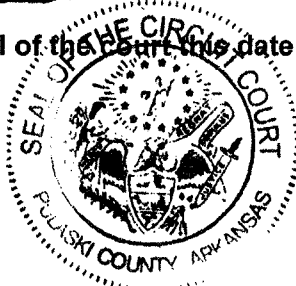
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: \_\_\_\_\_

**JAN 14 2013**

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: \_\_\_\_\_ Deputy Clerk

No. 60CV-13-230

This Summons is for: **SLC Operations Holdings, LLC**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Sue Rhea, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of SLC  
Operations Holdings, LLC [name of defendant] on 2/11/13 2:46pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: 2/4/13 By: [Signature]  
[Signature of server]

Daniel Newcomb  
[Printed name]

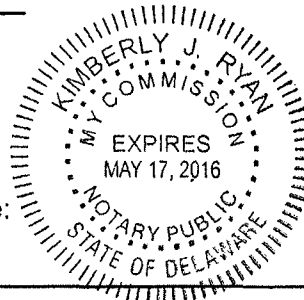
Address: 3516 1/2 Silverside Rd.  
Wilmington DE 19810

Phone: 302-429-0657

Subscribed and sworn to before me this date: February 4, 2013

[Signature]  
Notary Public

My commission expires: May 17, 2016



Additional information regarding service or attempted service:  
\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on the Corporation Service Company, Registered Agent for  
EOR-ARK, LLC, by having same personally served as evidenced by the Proof of  
Service attached hereto as Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 7th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:





IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
Wm DIVISION

**SUMMONS**

Case No: 40 CV-13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

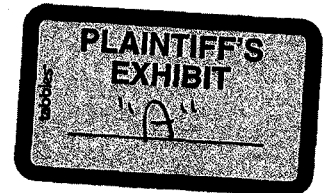
**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

EOR-ARK, LLC  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808

THE STATE OF ARKANSAS TO DEFENDANT(S): EOR-ARK, LLC



**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

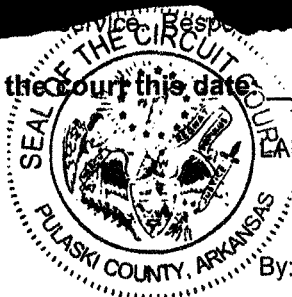
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date

**JAN 14 2013**

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: [Signature]

Deputy Clerk

No. 6DCV-13-230

This Summons is for: EOR-ARK, LLC

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Sue Rhea, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of EOR-ARK,  
LLC [name of defendant] on 2/1/13 at 2:46pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: 2/4/13 By: [Signature]  
[Signature of server]

Daniel Newcomb  
[Printed name]

Address: 3516-16 Silverside

Wilmington DE 19810

Phone: 302-429-0657

Subscribed and sworn to before me this date: 2/4/13

[Signature]  
Notary Public

My commission expires: May 17, 2016 CR



Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs. No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on the Corporation Service Company, Registered Agent for  
Senior Living Communities of Arkansas, LLC, by having same personally served as  
evidenced by the Proof of Service attached hereto as Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 7<sup>th</sup> day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By: /s/ Melody H. Piazza

---

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS

6th DIVISION

**SUMMONS**

Case No: 60 CV 13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Senior Living Communities of Arkansas, LLC  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808



THE STATE OF ARKANSAS TO DEFENDANT(S): Senior Living Communities of Arkansas, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

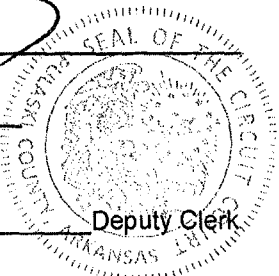
WITNESS my hand and seal of the court this date: 1-14-13

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201

LARRY CRANE, Clerk

By: [Signature]

Deputy Clerk



No. 60CV-13-230

This Summons is for: **Senior Living Communities of Arkansas, LLC**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Sue Rhea, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of Senior Living  
Communities of Arkansas, LLC [name of defendant] on 2/1/13 2:46pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: 2/4/13

By: [Signature]  
[Signature of server]

Daniel Newcomb  
[Printed name]

Address: 3516 16 Silverside Rd.

Wilmington DE 19810

Phone: 302-429-0657

Subscribed and sworn to before me this date: February 4, 2013

[Signature]  
Notary Public

My commission expires: May 17, 2016



Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_



ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on the Corporation Service Company, Registered Agent for SLC  
Property Holdings, LLC, by having same personally served as evidenced by the Proof of  
Service attached hereto as Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 7th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By: /s/ Melody H. Piazza

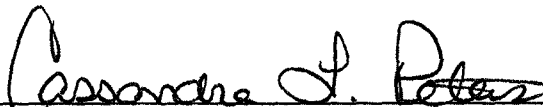
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Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
UIM DIVISION

**SUMMONS**

Case No: UIM 13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

SLC Property Holdings, LLC  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808



THE STATE OF ARKANSAS TO DEFENDANT(S): SLC Property Holdings, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

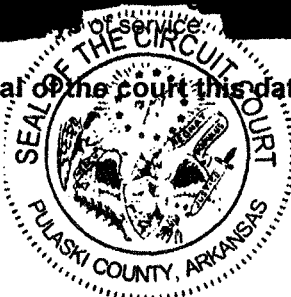
The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: \_\_\_\_\_

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: \_\_\_\_\_

Deputy Clerk

JAN 14 2013

No. 60CV-13-230

This Summons is for: **SLC Property Holdings, LLC**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at  
\_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Sue Rhea, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of SLC  
Property Holdings, LLC [name of defendant] on 2/1/13 2:40pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: 2/4/13

By: [Signature]  
[Signature of server]

Daniel Newcomb  
[Printed name]

Address: 3516-16 Silverside Rd.

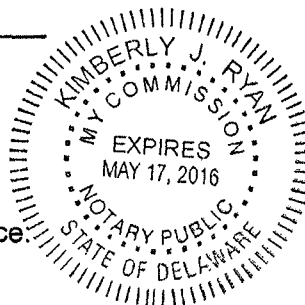
Wilmington DE 19810

Phone: 302-429-0657

Subscribed and sworn to before me this date: February 4, 2013

[Signature]  
Notary Public

My commission expires: May 17, 2016



Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on the Corporation Service Company, Registered Agent for SLC  
Professionals Holdings, LLC, by having same personally served as evidenced by the  
Proof of Service attached hereto as Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 7<sup>th</sup> day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

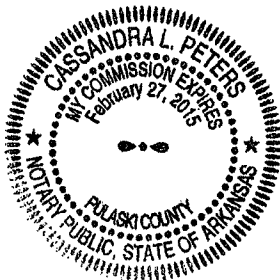
*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
DIVISION

**SUMMONS**

Case No: UOW-13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

SLC Professionals Holdings, LLC  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808

PLAINTIFF'S  
EXHIBIT

"A"

THE STATE OF ARKANSAS TO DEFENDANT(S): SLC Professionals Holdings, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date

JAN 14 2013

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: \_\_\_\_\_

Deputy Clerk



No. 60CV-13-230

This Summons is for: **SLC Professionals Holdings, LLC**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Sue Rhea, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of SLC  
Professionals Holdings, LLC [name of defendant] on 2/1/13 2:46pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

To be completed if service is by a sheriff or deputy sheriff:

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

To be completed if service is by a person other than a sheriff or deputy sheriff:

Date: 2/4/13

By: [Signature]  
[Signature of server]

Daniel Newcomb  
[Printed name]

Address: 3516-16 Silverside Rd

Wilmington DE 19810

Phone: 302-429-0657

Subscribed and sworn to before me this date: February 4, 2013

[Signature]  
Notary Public

My commission expires: May 17, 2016



Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on HIQ Corporate Services, Inc., Registered Agent for Arkansas  
SNF Operations Acquisition, LLC, by having same personally served as evidenced by  
the Proof of Service attached hereto as Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 7<sup>th</sup> day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
Ulm DIVISION

**SUMMONS**

Case No: UDDV13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Arkansas SNF Operations Acquisition, LLC  
c/o HIQ Corporate Services, Inc.  
3500 South Dupont Highway  
Dover, Delaware 19901

PLAINTIFF'S  
EXHIBIT

THE STATE OF ARKANSAS TO DEFENDANT(S): Arkansas SNF Operations Acquisition, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

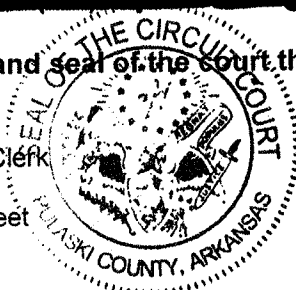
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: \_\_\_\_\_

JAN 14 2013

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: \_\_\_\_\_ Deputy Clerk

No. 60CV-13-230 This Summons is for: **Arkansas SNF Operations Acquisition, LLC**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Phyllis Brown, Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of SNF  
Operations Acquisition, LLC [name of defendant] on 2/1/13 5:05 pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail to the defendant together with two copies of a notice and acknowledgment and received the attached notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: 2/4/13

By: Sharlene Ryan  
[Signature of server]

Sharlene Ryan  
[Printed name]

Address: 35ue-16 Silverdale Rd  
Wilmington DE 19810

Phone: 302429-0657

Subscribed and sworn to before me this date: 2/4/13

[Signature]  
Notary Public

My commission expires: March 10, 2013



Additional information regarding service or attempted service \_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-07 13:51:27  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 1, 2013, I caused a copy of the Summons and  
Complaint to be served on the Corporation Service Company, Registered Agent for  
North Little Rock Holdings, LLC, by having same personally served as evidenced by the  
Proof of Service attached hereto as Exhibit "A".



IN WITNESS WHEREOF, I have set my hand this 7<sup>th</sup> day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905  
[mpiazza@wilkesmchugh.com](mailto:mpiazza@wilkesmchugh.com)  
[driordan@wilkesmchugh.com](mailto:driordan@wilkesmchugh.com)

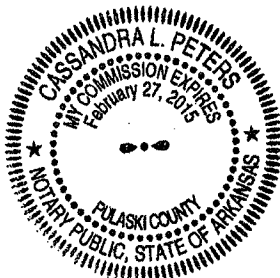
*Attorneys for Plaintiff*

On this the 7<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
DIVISION

**SUMMONS**

Case No: \_\_\_\_\_

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

WOCV13-230

**DEFENDANT(S):**

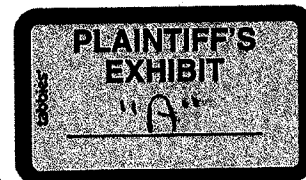
Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

North Little Rock Holdings, LLC  
c/o Corporation Service Company  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808



THE STATE OF ARKANSAS TO DEFENDANT(S): North Little Rock Holdings, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

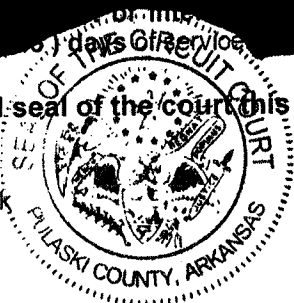
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

[Redacted signature area]

WITNESS my hand and seal of the court this date: \_\_\_\_\_

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

JAN 14 2013

By: \_\_\_\_\_ Deputy Clerk

No. 6DCV-13-230 This Summons is for: North Little Rock Holdings, LLC

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to Sue Rhea Managing Agent [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of North  
Little Rock Holdings, LLC [name of defendant] on 2/1/13 2:46pm [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: 2/4/13

By: [Signature]  
[Signature of server]

Daniel Newcomb  
[Printed name]

Address: 3516-16 Silverside Rd  
Wilmington DE 19810

Phone: 302-429-0657

Subscribed and sworn to before me this date: February 4, 2013

[Signature]  
Notary Public

My commission expires: May 17, 2016



Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-11 13:26:34  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 5, 2013, I caused a copy of the Summons and  
Complaint to be served on Corporation Service Company, Registered Agent for Senior  
Vantage Point, LLC, by placing a copy thereof in the United States Mail, addressed to  
Senior Vantage Point, LLC c/o Corporation Service Company, with certified delivery,  
restricted delivery, return receipt requested to the Addressee or Agent of Addressee  
and sufficient postage affixed to insure delivery.

3. That said Summons and Complaint were claimed as evidenced by the Domestic Return Receipt No. 7007 1490 0004 6106 9637, which is attached hereto as Plaintiff's Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 11<sup>th</sup> day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

By:

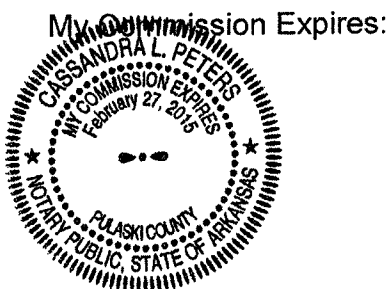
Melody H. Piazza  
Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

*Attorneys for Plaintiff*

On this the 11<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Senior Vantage Point, LLC  
c/o Corporation Service Company  
251 East Ohio Street, Suite 500  
Indianapolis, Indiana 46204

2. Article Number  
(Transfer from service label)

7007 1490 0004 6106 9637

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

☒ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below ☒ No

FEB 05 2013

3. Service type

☒ Certified Mail☐ Express Mail☐ Registered☒ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☒ Yes

7007 1490 0004 6106 9637

Sent to  
Street, Apt. No.  
or PO Box No.  
City, State ZIP+4

Senior Vantage Point, LLC

PS Form 3806, August 2006 See Reverse for Instructions

Postage \$

Certified Fee

Return Receipt Fee (Endorsement Required)

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$

Postmark Here

**OFFICIAL USE**For delivery information visit our website at [www.usps.com](http://www.usps.com)**U.S. Postal Service™****CERTIFIED MAIL™ RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
DIVISION

**SUMMONS**

Case No: 60 CV 13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer, Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Senior Vantage Point, LLC  
c/o Corporation Service Company  
251 East Ohio Street, Suite 500  
Indianapolis, Indiana 46204

THE STATE OF ARKANSAS TO DEFENDANT(S): Senior Vantage Point, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: 1-14-13

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201

LARRY CRANE, Clerk

By: [Signature]





No. 60CV-13-230

This Summons is for: Senior Vantage Point, LLC

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_ By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_  
\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 5, 2013, I caused a copy of the Summons and  
Complaint to be served on Corporation Service Company, Registered Agent for VAJ,  
LLC, by placing a copy thereof in the United States Mail, addressed to VAJ, LLC c/o  
Corporation Service Company, with certified delivery, restricted delivery, return receipt  
requested to the Addressee or Agent of Addressee and sufficient postage affixed to  
insure delivery.

3. That said Summons and Complaint were claimed as evidenced by the Domestic Return Receipt No. 7007 1490 0004 6106 9644, which is attached hereto as Plaintiff's Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 11<sup>th</sup> day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

By:

Melody H. Piazza  
Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

*Attorneys for Plaintiff*

On this the 11<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:



SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>■ Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>		A. Signature X <i>[Signature]</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to:  <p style="text-align: center;">VAJ, LLC  c/o Corporation Service Company  251 East Ohio Street, Suite 500  Indianapolis, Indiana 46204</p>		B. Received by (Printed Name) <i>[Signature]</i> C. Date of Delivery <p style="text-align: center;">FEB 05 2013</p>	
2. Article Number: (Transfer from service label)		D. Is delivery address different from Item 1? <input checked="" type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
3. Service Type: <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.		4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes	
PS Form 3811, February 2004		Domestic Return Receipt	

7007 1490 0004 6106 9644

U.S. Postal Service™ CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
<b>OFFICIAL USE</b>	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$
Postmark Here	
Sent to Street, Apt. No., or PO Box No. City, State, ZIP+4 <i>VAJ, LLC</i>	
PS Form 3800, August 2006 See Reverse for Instructions	



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
DIVISION

**SUMMONS**

Case No: WDCV 13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

VAJ LLC  
c/o Corporation Service Company  
251 East Ohio Street, Suite 500  
Indianapolis, Indiana 46204

THE STATE OF ARKANSAS TO DEFENDANT(S): VAJ LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the Court this date: JAN 14 2013

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: [Signature]

Deputy Clerk

No. 60CV-13-230

This Summons is for: **VAJ LLC**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_

\_\_\_\_\_



ELECTRONICALLY FILED  
2013-Feb-11 13:26:34  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 5, 2013, I caused a copy of the Summons and  
Complaint to be served on Corporation Service Company, Registered Agent for Quality  
Review, LLC, by placing a copy thereof in the United States Mail, addressed to Quality  
Review, LLC c/o Corporation Service Company, with certified delivery, restricted  
delivery, return receipt requested to the Addressee or Agent of Addressee and sufficient  
postage affixed to insure delivery.

3. That said Summons and Complaint were claimed as evidenced by the Domestic Return Receipt No. 7007 1490 0004 6106 9620, which is attached hereto as Plaintiff's Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 14th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

By:

Melody H. Piazza  
Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

*Attorneys for Plaintiff*

On this the 14th day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra D. Peters  
NOTARY PUBLIC

My Commission Expires:



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Quality Review, LLC  
c/o Corporation Service Company  
251 East Ohio Street, Suite 500  
Indianapolis, Indiana 46204

2. Article Number:  
(Transfer from service label)

7007 1490 0004 6106 9620

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature


☒ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☒ Yes  
If YES, enter delivery address below: ☐ No

FEB 05 2004

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☒ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☒ Yes

7007 1490 0004 6106 9620

Sent to  
Street, Apt. No.,  
or PO Box No.  
City, State, ZIP+4

PS Form 3800, August 2003

See Reverse for Instructions

Postage \$

Certified Fee

Return Receipt Fee (Endorsement Required)

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$

Postmark Here

**OFFICIAL USE**

U.S. Postal Service<sup>TM</sup>

**CERTIFIED MAIL<sup>TM</sup> RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)

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IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
WTH DIVISION

**SUMMONS**

Case No: 60 CV13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Quality Review, LLC  
c/o Corporation Service Company  
251 East Ohio Street, Suite 500  
Indianapolis, Indiana 46204

THE STATE OF ARKANSAS TO DEFENDANT(S): Quality Review, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

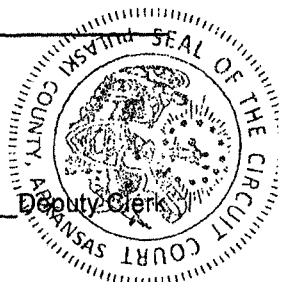
If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: 1-14-13

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201

LARRY CRANE, Clerk

By: [Signature]



No. 6DCV-13-230

This Summons is for: Quality Review, LLC

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 4, 2013, I caused a copy of the Summons and  
Complaint to be served on HIQ Maryland Corporation, Registered Agent for Capital  
Finance, LLC, by placing a copy thereof in the United States Mail, addressed to Capital  
Finance, LLC c/o HIQ Maryland Corporation, with certified delivery, restricted delivery,  
return receipt requested to the Addressee or Agent of Addressee and sufficient postage  
affixed to insure delivery.

3. That said Summons and Complaint were claimed as evidenced by the Domestic Return Receipt No. 7007 1490 0004 6106 9576, which is attached hereto as Plaintiff's Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 11th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

By:

Melody H. Piazza  
Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

*Attorneys for Plaintiff*

On this the 11th day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra L. Peters  
NOTARY PUBLIC

My Commission Expires:





SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>■ Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>	<p>A. Signature <input checked="" type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>JAMES STON</u></p> <p>C. Date of Delivery <u>2-4-13</u></p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Capital Finance, LLC c/o HIQ Maryland Corporation HIQ Corporate Services, Inc. 715 St. Paul St. Baltimore, Maryland 21202</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>2. Article Number (Transfer from service label)</p>	<p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail    <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered    <input checked="" type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail    <input type="checkbox"/> C.O.D. </p>
<p>PS Form 3811, February 2004</p>	<p>4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes</p> <p style="text-align: center; font-weight: bold;">7007 1490 0004 6106 9576</p> <p style="text-align: center;">Domestic Return Receipt</p> <p style="text-align: right;">102595-02-M-1540</p>

7007 1490 0004 6106 9576

<p>Send to Street, Apt. No., or PO Box No. City, State, ZIP+4</p> <p style="text-align: center;"><u>Capital Finance, LLC</u></p> <p style="font-size: small;">PS Form 3800, August 2006 See Reverse for Instructions</p>	<p style="text-align: center; font-weight: bold;">OFFICIAL USE</p> <p style="font-size: small;">For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a></p> <p style="text-align: center; font-weight: bold;">U.S. Postal Service<sup>TM</sup> CERTIFIED MAIL<sup>TM</sup> RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; border-right: 1px solid black; padding: 5px;"> <p>Postage \$</p> <p>Certified Fee</p> <p>Return Receipt Fee (Endorsement Required)</p> <p>Restricted Delivery Fee (Endorsement Required)</p> <p>Total Postage &amp; Fees \$</p> </td> <td style="width: 50%; padding: 5px;"> <p>Postmark Here</p> </td> </tr> </table>	<p>Postage \$</p> <p>Certified Fee</p> <p>Return Receipt Fee (Endorsement Required)</p> <p>Restricted Delivery Fee (Endorsement Required)</p> <p>Total Postage &amp; Fees \$</p>	<p>Postmark Here</p>
<p>Postage \$</p> <p>Certified Fee</p> <p>Return Receipt Fee (Endorsement Required)</p> <p>Restricted Delivery Fee (Endorsement Required)</p> <p>Total Postage &amp; Fees \$</p>	<p>Postmark Here</p>		



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
DIVISION

**SUMMONS**

Case No: \_\_\_\_\_

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Capital Finance, LLC  
c/o HIQ Maryland Corporation  
HIQ Corporate Services, Inc.  
715 St. Paul Street  
Baltimore, Maryland 21202

THE STATE OF ARKANSAS TO DEFENDANT(S): Capital Finance, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

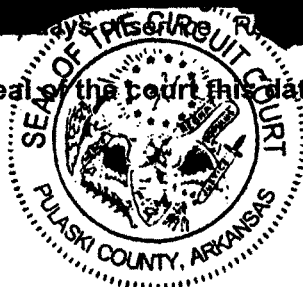
- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: \_\_\_\_\_

JAN 14 2013

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201



LARRY CRANE, Clerk

By: \_\_\_\_\_ Deputy Clerk

No. 60CV-13-230 This Summons is for: Capital Finance, LLC

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at  
\_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-11 13:26:34  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
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LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 4, 2013, I caused a copy of the Summons and  
Complaint to be served on HIQ Maryland Corporation, Registered Agent for Capital  
Funding Group, Inc., by placing a copy thereof in the United States Mail, addressed to  
Capital Funding Group, Inc. c/o HIQ Maryland Corporation, with certified delivery,  
restricted delivery, return receipt requested to the Addressee or Agent of Addressee  
and sufficient postage affixed to insure delivery.

3. That said Summons and Complaint were claimed as evidenced by the Domestic Return Receipt No. 7007 1490 0004 6106 9590, which is attached hereto as Plaintiff's Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 11th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

By:

Melody H. Piazza  
Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

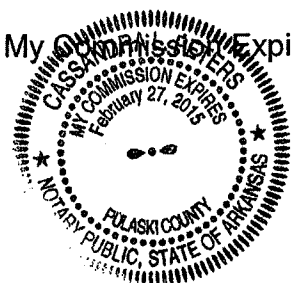
*Attorneys for Plaintiff*

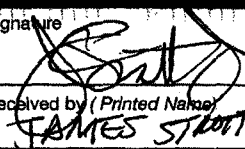
On this the 11th day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Andre J. Peters  
NOTARY PUBLIC

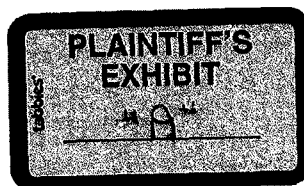
My Commission Expires:



SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature </p> <p><input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p style="text-align: center;">Capital Funding Group, Inc. c/o HIQ Maryland Corporation 715 St. Paul St. Baltimore, Maryland 21202</p>		<p>B. Received by (Printed Name) <u>JAMES STREET</u> C. Date of Delivery <u>2-9-13</u></p>	
<p>2. Article Number (Transfer from service label) <u>7007 1490 0004 6106 9590</u></p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>PS Form 3811, February 2004</p>		<p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
<p>Domestic Return Receipt</p>		<p>4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes</p>	

7007 1490 0004 6106 9590

U.S. Postal Service™ <b>CERTIFIED MAIL™ RECEIPT</b> (Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
<b>OFFICIAL USE</b>	
Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	
Postmark Here	
<p>Sent to <u>Capital Funding Group, Inc.</u>  Street, Apt. No. or PO Box No.  City, State, ZIP+4</p>	
PS Form 3800, August 2006 See Reverse for Instructions	



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS

6th DIVISION

**SUMMONS**

Case No: 60 CV 13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Capital Funding Group, Inc.  
c/o HIQ Maryland Corporation  
716 St. Paul Street  
Baltimore, Maryland 21202

THE STATE OF ARKANSAS TO DEFENDANT(S): Capital Funding Group, Inc.

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

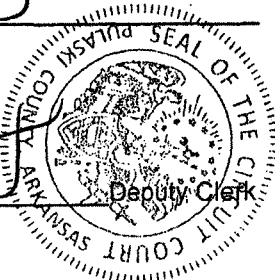
If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: 1-14-13

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201

LARRY CRANE, Clerk

By: [Signature]





No. 60CV-13-230

This Summons is for: **Capital Funding Group, Inc.**

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-11 13:26:34  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
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Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 4, 2013, I caused a copy of the Summons and  
Complaint to be served on HIQ Maryland Corporation, Registered Agent for Capital  
Funding, LLC d/b/a Capital Funding Group, by placing a copy thereof in the United  
States Mail, addressed to Capital Funding, LLC d/b/a Capital Funding Group c/o HIQ  
Maryland Corporation, with certified delivery, restricted delivery, return receipt  
requested to the Addressee or Agent of Addressee and sufficient postage affixed to  
insure delivery.

3. That said Summons and Complaint were claimed as evidenced by the Domestic Return Receipt No. 7007 1490 0004 6106 9583, which is attached hereto as Plaintiff's Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 11<sup>th</sup> day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

By:

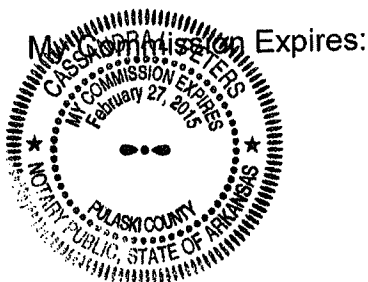
Melody H. Piazza  
Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

*Attorneys for Plaintiff*

On this the 11<sup>th</sup> day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra D. Peters  
NOTARY PUBLIC



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Capital Funding, LLC d/b/a  
Capital Funding Group  
c/o HIQ Maryland Corporation  
715 St. Paul St.  
Baltimore, Maryland 21202

## 2. Article Number

(Transfer from service label)

7007 1490 0004 6106 9583

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

## A. Signature

X

☒ Agent☐ Addressee

## B. Received by (Printed Name)

JAMES STROTT

## C. Date of Delivery

2-4-13

- D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

## 3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☒ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

## 4. Restricted Delivery? (Extra Fee)

☒ Yes

7007 1490 0004 6106 9583

U.S. Postal Service <sup>TM</sup>	
CERTIFIED MAIL <sup>TM</sup> RECEIPT	
(Domestic Mail Only: No Insurance Coverage Provided)	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
<b>OFFICIAL USE</b>	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$
Postmark Here	
Sent to: Capital Funding, LLC d/b/a Street, Apt. No.: Capital Funding Group or PO Box No.: City, State, ZIP+4:	
PS Form 3811, August 2005 See Reverse for Instructions	



IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6th DIVISION

**SUMMONS**

Case No: 60 CV13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

Capital Funding, LLC  
d/b/a Capital Funding Group  
c/o HIQ Maryland Corporation  
715 St. Paul Street  
Baltimore, Maryland 21202

THE STATE OF ARKANSAS TO DEFENDANT(S): Capital Funding, LLC  
d/b/a Capital Funding Group

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

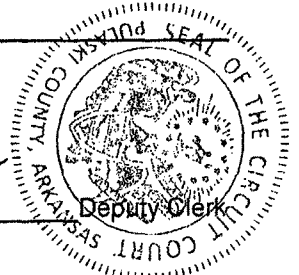
If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: 1-14-13

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201

LARRY CRANE, Clerk

By: [Signature]



No. 60CV-13-230

This Summons is for: **Capital Funding, LLC**  
d/b/a Capital Funding Group

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_.

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_



ELECTRONICALLY FILED  
2013-Feb-11 13:26:34  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 4, 2013, I caused a copy of the Summons and  
Complaint to be served on HIQ Maryland Corporation, Registered Agent for CSCV  
Holdings, LLC, by placing a copy thereof in the United States Mail, addressed to CSCV  
Holdings, LLC c/o HIQ Maryland Corporation, with certified delivery, restricted delivery,  
return receipt requested to the Addressee or Agent of Addressee and sufficient postage  
affixed to insure delivery.

3. That said Summons and Complaint were claimed as evidenced by the Domestic Return Receipt No. 7007 1490 0004 6106 9606, which is attached hereto as Plaintiff's Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 11th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

By:

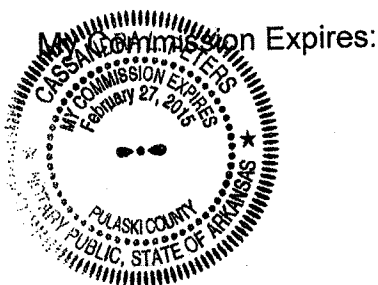
Melody H. Piazza  
Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

*Attorneys for Plaintiff*

On this the 11th day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Cassandra D. Peters  
NOTARY PUBLIC





IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
OTH DIVISION

600 CV-15-230  
**SUMMONS**  
Case No: 600 CV-15-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

CSCV Holdings, LLC  
c/o HIQ Maryland Corporation  
715 St. Paul Street  
Baltimore, Maryland 21202

THE STATE OF ARKANSAS TO DEFENDANT(S): CSCV Holdings, LLC

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

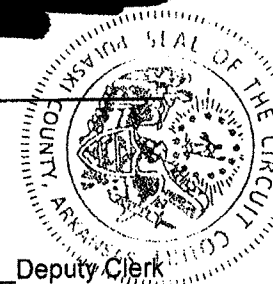
If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

WITNESS my hand and seal of the court this date: 1-14-13

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201

LARRY CRANE, Clerk

By: [Signature]



Deputy Clerk

No. 6DCV-13-230

This Summons is for: CSCV Holdings, LLC

### PROOF OF SERVICE

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
\_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
\_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

I delivered the summons and complaint to \_\_\_\_\_ [name of individual], an  
agent authorized by appointment or by law to receive service of summons on behalf of \_\_\_\_\_  
\_\_\_\_\_ [name of defendant] on \_\_\_\_\_ [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and  
complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by  
the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail  
to the defendant together with two copies of a notice and acknowledgment and received the attached  
notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_  
\_\_\_\_\_

My fee is \$ \_\_\_\_\_

**To be completed if service is by a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

**To be completed if service is by a person other than a sheriff or deputy sheriff:**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name]

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

Additional information regarding service or attempted service:

\_\_\_\_\_  
\_\_\_\_\_

ELECTRONICALLY FILED  
2013-Feb-14 13:21:02  
60CV-13-230

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
6<sup>th</sup> DIVISION

Cindy Clough, as Personal Representative of the Estate  
of Joyce Lee Vinson, deceased, and on behalf of the  
wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

vs.

No. 60 CV-13-230

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC;  
SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK,  
LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC  
Operations Holdings, LLC; Senior Living Communities of  
Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals  
of Arkansas, LLC; SLC Professionals Holdings, LLC; Senior  
Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC;  
John W. Dwyer; Capital Funding Group, Inc.; Capital  
Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC;  
Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing  
Home Acquisition, LLC; Capital Finance, LLC; Premier Health  
and Rehabilitation, LLC; North Little Rock Holdings, LLC;  
Steve Hudgens, in his capacity as Administrator of Premier  
Health and Rehabilitation, LLC; and John Doe 1 through 5,  
Unknown Defendants

DEFENDANTS

**AFFIDAVIT OF SERVICE**

The undersigned attorney, having been duly sworn, states upon oath and  
affirmation as follows:

1. That I am the attorney for the Plaintiff in the above captioned case.
2. That on February 6, 2013, I caused a copy of the Summons and  
Complaint to be served on John W. Dwyer, by placing have same personally served as  
evidenced by the Proof of Service, which is attached hereto as Plaintiff's Exhibit "A".

IN WITNESS WHEREOF, I have set my hand this 14th day of February, 2013.

Respectfully submitted,

Cindy Clough, Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and  
on behalf of the wrongful death beneficiaries of  
Joyce Lee Vinson

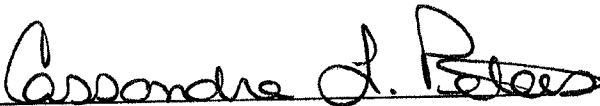
By: /s/ Melody H. Piazza

Melody H. Piazza (AR 86108)  
Deborah T. Riordan (AR 93231)  
Wilkes & McHugh, P.A.  
One Information Way, Suite 300  
Little Rock, Arkansas 72202  
Telephone: (501) 371-9903  
Facsimile: (501) 371-9905

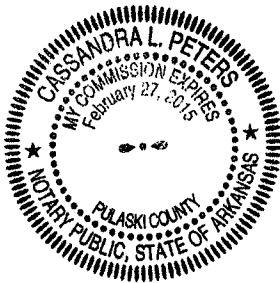
*Attorneys for Plaintiff*

On this the 14th day of February, 2013, before me, Melody H. Piazza, the individual known to me to be the person whose name is subscribed to the above and foregoing Affidavit of Service, and acknowledged that she executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

  
NOTARY PUBLIC

My Commission Expires:





IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS  
with DIVISION

**SUMMONS**

Case No: 60 CV13-230

**PLAINTIFF(S):**

Cindy Clough, as Personal Representative of the Estate of Joyce Lee Vinson, deceased, and on behalf of the wrongful death beneficiaries of Joyce Lee Vinson

vs.

**DEFENDANT(S):**

Capital SeniorCare Ventures, LLC; Column Guaranteed LLC; SLC Properties, LLC; SLC Property Holdings, LLC; EOR-ARK, LLC; VAJ LLC; SLC Operations Master Tenant, LLC; SLC Operations Holdings, LLC; Senior Living Communities of Arkansas, LLC; SLC Professionals, LLC f/k/a SLC Professionals of Arkansas, LLC; SLC Professional Holdings, LLC; Senior Vantage Point, LLC; ADDIT, LLC; Quality Review, LLC; John W. Dwyer; Capital Funding Group, Inc.; Capital Funding, LLC d/b/a Capital Funding Group; CSCV Holdings, LLC; Arkansas SNF Operations Acquisition, LLC; Arkansas Nursing Home Acquisition, LLC; Capital Finance, LLC; Premier Health and Rehabilitation, LLC; North Little Rock Holdings, LLC; Steve Hudgens, in his capacity as Administrator of Premier Health and Rehabilitation, LLC, and John Doe 1 through 5, Unknown Defendants

**PLAINTIFF'S ATTORNEYS:**

Melody H. Piazza  
Deborah T. Riordan  
WILKES & McHUGH, P.A.  
One Information Way, Suite 300  
Little Rock, AR 72202  
Phone: (501) 371-9903  
Fax: (501) 371-9905

**TO DEFENDANT:**

John W. Dwyer  
1422A Clarkview Road  
Baltimore, Maryland 21209



THE STATE OF ARKANSAS TO DEFENDANT(S): John W. Dwyer

**NOTICE**

You are hereby notified that a lawsuit has been filed against you; the relief asked for is stated in the attached **Complaint**.

The attached **Complaint** will be considered admitted by you and a judgment by default may be entered against you for the relief asked for in the **Complaint** unless you file a pleading and thereafter appear and present your defense. Your pleading or answer must meet the following requirements:

- A. It must be in writing, and otherwise comply with the Arkansas Rules of Civil Procedure
- B. It must be filed in the court clerk's office within **thirty ( 30 ) days** from the day you were served with this Summons.

If you desire to be represented by an attorney you should immediately contact your attorney so that an Answer can be filed for you within the time allowed. Responses should be served on counsel for Plaintiffs.

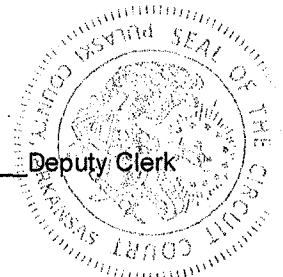
WITNESS my hand and seal of the court this date: 1-14-13

Larry Crane  
Pulaski County Circuit Clerk  
Courthouse  
401 West Markham Street  
Little Rock, AR 72201

LARRY CRANE, Clerk

By: [Signature]

Deputy Clerk



No. 60CV-13-230

This Summons is for: John W. Dwyer

**PROOF OF SERVICE**

I personally delivered the summons and complaint to the individual at \_\_\_\_\_  
 \_\_\_\_\_ [place] on \_\_\_\_\_ [date]; or

I left the summons and complaint in the proximity of the individual by \_\_\_\_\_  
 \_\_\_\_\_ after he/she refused to receive it when I offered it to him/her; or

☐ I left the summons and complaint at the individual's dwelling house or usual place of abode at \_\_\_\_\_ [address] with \_\_\_\_\_ [name],  
 a person at least 14 years of age who resides there, on \_\_\_\_\_ [date]; or

✓ I delivered the summons and complaint to JEFFREY STEIN, COUNSEL [name of individual], an  
 agent authorized by appointment or by law to receive service of summons on behalf of  
JOHN W. DWYER [name of defendant] on FEBRUARY 6, 2013 [date]; or

☐ I am the plaintiff or an attorney of record for the plaintiff in this lawsuit, and I served the summons and complaint on the defendant by certified mail, return receipt requested, restricted delivery, as shown by the attached signed return receipt.

☐ I am the plaintiff in this lawsuit, and I mailed a copy of the summons and complaint by first-class mail to the defendant together with two copies of a notice and acknowledgment and received the attached notice and acknowledgment form within twenty days after the date of mailing.

☐ Other [specify]: \_\_\_\_\_

☐ I was unable to execute service because: \_\_\_\_\_

My fee is \$ 60.00

To be completed if service is by a sheriff or deputy sheriff:

Date: \_\_\_\_\_

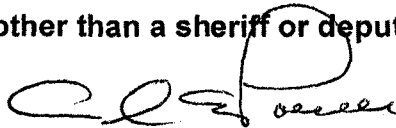
SHERIFF OF \_\_\_\_\_ COUNTY, ARKANSAS

By: \_\_\_\_\_  
[Signature of server]

\_\_\_\_\_  
[Printed name, title, and badge number]

To be completed if service is by a person other than a sheriff or deputy sheriff:

Date: FEBRUARY 8, 2013

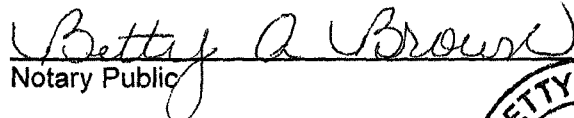
By:   
[Signature of server]

ANDRE S. POWELL  
PROCESS SERVER  
[Printed name]

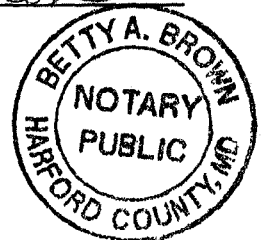
Address: MONUMENTAL PROCESS SERVERS, INC.  
823 M.L.K. JR. BLVD.  
BALTIMORE, MD 21201  
(410) 523-4980

Phone: \_\_\_\_\_

Subscribed and sworn to before me this date: FEBRUARY 8, 2013

  
Notary Public

My commission expires: 12/19/2015



Additional information regarding service or attempted service:

SERVICE WAS EFFECTED AT 1422 A CLARKVIEW ROAD,  
BALTIMORE MD 21209,

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
WESTERN DIVISION

CINDY CLOUGH, as Personal Representative of the  
Estate of Joyce Lee Vinson, deceased, and on behalf of  
the wrongful death beneficiaries of Joyce Lee Vinson

PLAINTIFF

v.

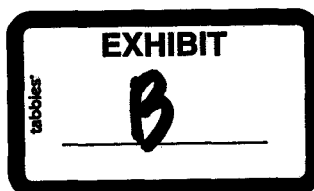
CASE NO.: CV \_\_\_\_\_

CAPITAL SENIORCARE VENTURES, LLC; COLUMN  
GUARANTEED LLC; SLC PROPERTIES, LLC; SLC  
PROPERTY HOLDINGS, LLC; EOR-ARK, LLC; VAJ, LLC;  
SLC OPERATIONS MASTER TENANT, LLC; SLC  
OPERATIONS HOLDINGS, LLC; SENIOR LIVING  
COMMUNITIES OF ARKANSAS, LLC; SLC  
PROFESSIONALS, LLC F/K/A SLC PROFESSIONALS OF  
ARKANSAS, LLC; SLC PROFESSIONALS HOLDINGS, LLC;  
SENIOR VANTAGE POINT, LLC; ADDIT, LLC; QUALITY  
REVIEW, LLC; JOHN W. DWYER; CAPITAL FUNDING  
GROUP, INC.; CAPITAL FUNDING, LLC D/B/A CAPITAL  
FUNDING GROUP; CSCV HOLDINGS, LLC; ARKANSAS SNF  
OPERATIONS ACQUISITION, LLC; ARKANSAS NURSING  
HOME ACQUISITION, LLC; CAPITAL FINANCE, LLC;  
PREMIER HEALTH AND REHABILITATION, LLC; NORTH  
LITTLE ROCK HOLDINGS, LLC; STEVE HUDGENS, in his  
capacity as Administrator of Premier Health and Rehabilitation,  
LLC; and JOHN DOE 1 THROUGH 5, Unknown Defendants

DEFENDANTS

**COLUMN GUARANTEED LLC'S**  
**CONSENT TO NOTICE OF REMOVAL**

Defendant Column Guaranteed LLC states that it consents to the other defendants'  
appropriate and timely filed Notice of Removal pursuant to 28 U.S.C. § 1446(b).



QUATTLEBAUM, GROOMS,  
TULL & BURROW PLLC  
111 Center Street, Suite 1900  
Little Rock, Arkansas 72201  
(501) 379-1700

By: /s/ Jennifer Wethington Merritt

Michael N. Shannon, Ark. Bar No. 92186

Jennifer Wethington Merritt, Ark. Bar No. 2002148

Joseph W. Price, II, Ark. Bar No. 2007168

*Attorneys for Column Guaranteed LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 22nd day of February, 2013, the foregoing document was attached as an Exhibit to a Notice of Removal filed with the Clerk of the Court using the CM/ECF system, which shall send notification of such filing to the following:

Mark W. Dossett.....Mark.Dossett@KutakRock.com

Samantha Blassingame Leflar.....Samantha.Leflar@KutakRock.com

Deborah T. Riordan .....DRiordan@wilkesmchugh.com

Melody H. Piazza.....MPiazza@wilkesmchugh.com

/s/ Jennifer Wethington Merritt

Jennifer Wethington Merritt